

R E T U R N

To an Address from the Legislative Assembly to His Excellency the Governor General, dated 30th June, 1858, praying to cause to be laid before this House, all Papers and Correspondence respecting any Grants of Land to the Hudson Bay Company from the Crown.

By Command.

T. J. J. LORANGER,

Secretary,

SECRETARY'S OFFICE,

Toronto, 5th July, 1858.

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- 1.—Letter, dated York, 20th December, 1825, from Major Hillier to the Honorable Chief Justice, enclosing a Despatch from Earl Bathurst, accompanied with other Documents.
 - 2.—Letter from Sir George Simpson, dated 20th January, 1847, to the Honorable D. B. Papineau, Commissioner of Crown Lands.
 - 3.—Letter from D. Finlayson, dated 21st June, 1847, to T. Bouthillier, Assistant Commissioner of Crown Lands.
 - 4.—Letter from Sir George Simpson, dated 11th March, 1851, to the Honorable James H. Price, Commissioner of Crown Lands.
 - 5.—Report from the Crown Land Department, dated 21st January, 1854.
 - 6.—Order in Council, dated 3rd July, 1854.
 - 7.—Letter from Sir G. Simpson, dated 15th September, 1856, to the Honorable Joseph Cauchon, Commissioner of Crown Lands.
 - 8.—Petition from Sir G. Simpson, dated 3rd October, 1856, to Sir Edmund Head.
 - 9.—Letter from the Honorable A. N. Morin, Commissioner of Crown Lands, to Sir George Simpson, dated 11th August, 1854.
 - 10.—Letter from Sir G. Simpson to the Honorable Commissioner of Crown Lands, dated 16th August, 1854.
 - 11.—Letter from Sir G. Simpson to the Honorable Commissioner of Crown Lands, dated 23rd August, 1854.
 - 12.—Letter from Sir G. Simpson to the Honorable Commissioner of Crown Lands, dated 9th October, 1854.
 - 13.—Order in Council, 8th November, 1854.

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- 14.—Order in Council, dated 20th January, 1857.
 - 15.—Report from Crown Land Commissioner, of 20th April, 1858.
 - 16.—Three Letters from the Land Department.
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DOCUMENTS FURNISHED, *Re HUDSON BAY COMPANY LANDS.*

COPIES OF PLANS.

Lake Superior.

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| 1.—Fort William..... | } By Provincial Land Surveyor, Alexander McDonald. |
| 2.—Michipicoton River... | |
| 3.—Augenwaug River.... | |
| 4.—Nepigon | |
| 5.—Pic | |
- 6.—Straits and Fall of St. Marie. An Office Map.
- 7.—Sault Ste. Marie, by P.L.S., A. McDonald.

Lake Huron.

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| 8.—La Cloche | } By P.L.S., A. McDonald. |
| 9.—Mississaga | |
- 10.—Hudson Bay Company claims at Sault Ste. Marie; by P.L.S., A. Vidal, 22nd June, 1847.
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HUDSON BAY COMPANY'S DOCUMENTS.

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- 1.—P.L.S. A. Vidal's Report on the Hudson Bay Company's claim to Land at Sault Ste Marie. 22nd June, 1747.
 - 2.—P.L.S. A. MacDonald's Report on Hudson Bay Company's Land at Nepigon. 11th January, 1855.
 - 3.—P.L.S. McDonald's Report on Hudson Bay Company's Lands, at several parts. 1st July, 1858.
 - 4.—P.L.S. McDonald's Report on Remarks, on his Returns of Survey. 30th August, 1856.
 - 5.—A. Russell's Remarks on P.L.S. McDonald's Returns of Survey of Hudson Bay Company's Lands.
 - 6.—Instructions to Vidal.
 - 7.—Instructions to Fynlinson.
 - 8.—Instructions to McDonald.
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EXTRACT from the Minutes of the Honorable the Executive Council of Upper Canada, at their Meeting at York, on Saturday, the 11th March, 1826.

“ Read the following letter from Major Hillier to the Chief Justice, with
“ enclosures.”

(Copy.)

GOVERNMENT HOUSE,

York, 20th December, 1825.

Sir,—I have received the commands of His Excellency the Lieutenant Governor, to transmit to the Honorable Executive Council the enclosed despatch from Earl Bathurst, and accompanying papers, relative to a grant of land to the Hudson Bay Company near the Sault Ste. Marie in this province.

I have the honor to be, Sir,

Your most obedient humble Servant,

(Signed,) HILLIER.

The Honorable,
The Chief Justice, &c., &c., &c.

True Copy.

L. V. SICOTTE,
Commissioner.

DOWNING STREET,

30th December, 1824.

Sir,—I herewith transmit to you the Copy of a Letter from the Governor of the Hudson Bay Company, requesting a grant of twelve hundred Acres of Land, contiguous to a new establishment which has been formed by them near Lake Superior; and I am to desire that you will give the necessary orders for a compliance with the request, if it can be done without inconvenience to the Public Service.

I have the honor to be, Sir,

Your most obedient humble Servant,

(Signed,) BATHURST.

Major General
Sir P. MAITLAND, K.C.B.

True Copy.

L. V. SICOTTE,
Commissioner.

(Copy.)

HUDSON BAY HOUSE,

15th December, 1824.

My Lord,—I have the honor to inform your Lordship, that His Excellency the Governor in Chief of the Canadas, having deemed it advisable that the Establishments of the Hudson Bay Company at the Sault Ste Marie, in Upper Canada, should be used as a Military Depot, the Company have relinquished the same, and removed their goods to a position nearer to Lake Superior, at which they have erected new Store Houses. But as it is necessary for the accommodation of the people to this establishment to have some Land attached to the Buildings for Agricultural purposes, I have to request, on behalf of the Hudson Bay Company, that your Lordship will be pleased to make them a Grant of twelve hundred acres, contiguous to their new Buildings, and to issue the necessary instructions to the proper Officers in the Upper Province, for the same to be set out, at their earliest convenience.

I have, &c., &c.

(Signed,) J. H. PELLY,

Right Honorable

Earl BATHURST, V. G.

(True Copy.)

L. V. SICOTTE,
Commissioner.

(Copy.)

DEPUTY QUARTER MASTER GENERAL'S OFFICE,

Head Quarters, Quebec, 29th October, 1825.

Sir,—I have to acknowledge the receipt of your letter of the 19th instant, together with its several enclosures, which having submitted to the Commander of the Forces, I have now the honor to acquaint you, for the information of his Excellency, Sir Peregrine Maitland, that his Lordship sees no objection to the grant of Twelve hundred acres of land being made to the Hudson Bay Company, on the shore of Lake Superior, at the point (E) designated in Mr. Simon McGillivray's note and sketch, and which is authorized by the Earl Bathurst's Despatch of the 30th December, 1824.

With regard to the right of road across the Portage, as mentioned in Mr. McGillivray's note, I am commanded by his Lordship to observe, that the communication being equally beneficial to all parties, it must be kept in a proper state of repair by the public, that is, by the Government and the Hudson Bay Company.

I have the honor, &c.,

(Signed,) WM. R. DICKSON,
Captain and D. A. Q. M. General.Major HILLIER, Secretary,
Government House, York, U.C.

(Copy.—11th March, 1826.)

FRIDAY, 8th April, 1825.

Sir,—I have made a very rough sketch of the ground about the Falls of St. Mary's, which I enclose, though I fear it will be scarcely intelligible to you, but Colonel Cockburn informs me there is a map of the ground from actual Survey in the Quarter Master General's Department, at Quebec, from whence it may be obtained by return of Post.

From the tenor of Mr. Pelly's letter, which I return, it would seem that what the Hudson Bay Company want is a tract of land adjoining to their new buildings, at E, on the plan, retaining as I suppose all His Majesty's subjects do, a right of way across the Portage, which, during all the contests in that country, has been a public way for all parties.

The length of the Portage is about a mile, which will afford a sort of scale for relative distances and spaces, but being sketched merely from recollection, it has no pretensions to accuracy.

Always yours, &c.,

(Signed,) SIMON MCGILLIVRAY.

Major HILLIER.

Recommended, upon condition that the same, or any portion of it, may be resumed by Government if wanted for Military purposes, upon paying for improvements.

COPY of a REPORT of a Committee of the Honorable the Executive Council, dated 20th August, 1842, approved by His Excellency the Governor General in Council on the same day.

The Committee of Council having taken into consideration the Petition of the Honorable Zaccheus Burnham, praying for a confirmation of his title to certain lands lying on the North side of the Rapids of the St. Mary's River, and stated by him to have been purchased originally by Major Robert Rogers and others, from the Chippawa Indians, are of opinion that Mr. Burnham has no claim whatever upon the Government for a Grant of the lands in question.

The conveyance from the Chippawa Indians to Major Rogers, purports to bear date on the 23rd day of December, 1760, being a little more than three months after the capitulation of Canada to Great Britain, but some time before the definitive Treaty of Peace was concluded between the Kings of Great Britain and France, by which Canada was ceded to Great Britain.

The capitulation took place on 8th Sept., 1760, and the definitive Treaty was made on 10th Feb., 1763. On the 7th day of Oct., 1763, a few months after the cession of Canada, a Royal Proclamation was issued, reciting in its preamble that extensive and valuable acquisitions in America had been secured to the Crown by the definitive Treaty of Peace of the 10th February, 1763, and in which, among other things, it is stated:—"Whereas great frauds and abuses have been committed in

" the purchasing lands of the Indians to the great prejudice of our interests and
" to the great dissatisfaction of the said Indians; in order therefore to prevent
" such irregularities for the future, and to the end that the Indians may be con-
" vinced of our justice and determined resolution to remove all reasonable cause
" of discontent, we do, with the advice of our Privy Council, strictly enjoin and
" require that no private person do presume to make any purchase from the said
" Indians of any lands reserved to the said Indians, within those parts of our Co-
" lonies where we had thought proper to allow settlement," &c.

It is important here to be observed that this Proclamation only refers to such lands as were reserved to the Indians, evidently not contemplating the remotest possibility of any individual purchasing from the Indians the lands of the Crown, which were not reserved to their use. In this case it is not contended that the land in question was reserved to the Indians, for such, the Committee have reason to believe, was not the fact.

There is nothing in this Proclamation, or in any other proceeding on the part of the Government, wherein the Committee can discover any recognition of the right of the Indians to dispose of any portion of the territory of Canada, and more especially such as had not been reserved to them after it became vested in the Crown by the conquest, and subsequently confirmed by the definitive Treaty of Peace, but on the contrary, it appears by this Proclamation, that purchases of lands from the Indians were regarded as fraudulent; and the Committee are not aware of any instance even where the lands had been reserved to the Indians, in which the Government ever confirmed the title of a private Individual, acquired through the Indians anterior to the date of the Proclamation of 1763, and not since that time, unless the purchase was made with the sanction of Government.

(Certified.)

WM. H. LEE,
Clerk, Executive Council.

COPY of a REPORT of a Committee of the Honorable the Executive Council,
dated 12th January, 1843, approved by His Excellency the Governor
General in Council on the 17th January, 1843.

William Henry, Esquire, of the City of Montreal, only son and heir-at-law of
Alexander Henry, deceased, for Letters Patent of a third part or portion of a
tract of land, lying on the north side of the Rapids of St. Mary's River, pur-
chased on the 23rd December, 1760, by his father and others from the Chippawa
Indians.

The Committee of Council see no reason to alter the opinion already given
upon a former petition of the memorialist, and they cannot recommend, that
after the lapse of so many years as have intervened since the 23rd December,
1760, the Provincial Government should actually interpose its authority in favor
of the memorialist.

Certified.

WM. H. LEE,
Clerk, Executive Council.

PETITION of JOHN SIMPSON, on behalf of the HUDSON BAY COMPANY, to Earl CATHCART, dated 28th November, 1846, and Documents annexed.

(Copy.)

To His Excellency the Right Honorable CHARLES MURRAY, Earl CATHCART, Baron CATHCART, K.C.B. &c., &c., Captain General and Governor in Chief of British North America, &c.; &c.; the Memorial of Sir GEORGE SIMPSON, Knight, Governor in Chief of the Territories of the Honorable Hudson Bay Company.

HUMBLY SHEWETH :

That the Hudson Bay Company have been settled in various parts of the Canadian Territory, on the shores of Lake Superior and Lake Huron, from time immemorial, and have built Forts for security against the Indians, and made Clearances in the forest, and erected substantial Buildings, and brought much Wild Land in cultivation for the habitation and sustenance of their Agents and Servants, at a cost of many thousand pounds, on the said Territory, with the full knowledge and permission of the Imperial and Colonial Governments.

That, by a recent Order in Council, bearing date the 17th October last, general permission has been given to all British subjects to apply for and obtain Grants of Land in Lots, of ten square miles, for the purposes of mining, on any localities in the said Territory designated by the applicants, under which order applications may be made, and some have already been made, for portions of the Land so occupied by the Company.

That it is not within the knowledge of the said Company that any minerals exist on the said Lands, so occupied by them ; on the contrary, it is believed that none such exist.

That it would be a great hardship, and it is submitted an injustice, on the Company, that the Lands they have occupied for so great a length of time, and improved at so heavy an expenditure, should now be made over to other parties ; and it is believed that such was not the intention of the Government in framing and promulgating the Order in question.

It is therefore humbly solicited by the said Hudson Bay Company, that His Excellency, in Council, will be pleased to direct, that an exception be made by the Commissioner of Crown Lands in favor of the settlements of the Company, whereof a Schedule is hereunto annexed.

And your Memorialist, as in duty, &c., &c.

(Signed,) G. SIMPSON.

HUDSON BAY HOUSE,
Lachine, 20th November, 1846.

SCHEDULE of the Settlements of the Hudson Bay Company, on the shores of Lake Superior and Lake Huron, referred to in the annexed Memorial :—

1. SAULT STE MARIE.—This Post is situated on the Canadian side of the Sault Ste Marie, and consists of dwelling Houses, Stores and Wharves, with a considerable extent of enclosed, both under pasture and tillage.

2. BATCHEEWAWAUNG.—This Post is situated in the Bay of the same name, about 35 miles West of the Sault Ste Marie. It consists of several dwelling Houses, Stores, and a small Farm.

3. MICHIPICOTON.—This Post stands near the mouth of the River of the same name, and is of much importance to the Company in the prosecution of their Fur Trade and Fisheries. Besides the Stores, Dwellings, Wharves, &c., there is a Farm on both sides of the River.

4. PIC.—This establishment is situated at the mouth of the Pic River, and has a Farm attached.

5. FORT WILLIAM.—This is a very important Post to the Company; it is situated at the mouth of the River Kaministiquie, and forms an entrepot for the interior country of Prince Rupert's Land. The buildings and Farms at this establishment are on a large scale.

6. LA CLOCHE.—Situated on Lake Huron, about 150 miles East of the Sault Ste Marie. There is a Farm at this Post, which is important to the Company in the prosecution of their Fur Trade, &c.

7. MISSISSAGA.—Is a small Post near the mouth of the River of that name, falling into Lake Huron, about 85 miles East of the Sault Ste Marie.

8. NEPIGON.—Situated on a Lake of that name, emptying itself into Lake Superior, about 90 miles North-East of Fort William.

(This post was not noticed in the above Memorial, it being supposed to be beyond the limits of the Mining District.)

HUDSON BAY HOUSE,

Lachine, 20th January, 1847.

Sir,—Absence from home has prevented me from having earlier had the honor to acknowledge receipt of your communication of 16th of December, referring to my Memorial of the 26th November, on behalf of the Hudson Bay Company applying, that the Lands now in possession of the Company at their several trading posts on Lakes Huron and Superior, should be reserved from disposal for mining purposes, in which you state that the localities alluded to are not denoted with sufficient clearness to admit of special reservations being set apart, and suggest that a licensed Provincial Surveyor should be employed to define and mark the boundaries of the Lands in possession of the Company, and to furnish Reports, Descriptions and Maps of the tracts applied for in my memorial. In reply I beg to state, that at this season of the year, it would be impossible to make a survey, such as you have pointed out; but as soon as the navigation shall be opened, a Surveyor will be employed on the above specified duty.

In the meantime I beg to request you will be pleased to issue instructions, that the Company's possessory rights be respected, and that no Sales nor Grants of Land be made in the immediate vicinity of their posts, as enumerated in the Schedule attached to my Memorial of 26th November, and in order to define in general terms the extent of such Possessory Rights, I would beg to suggest that

they be considered equal in extent to a mining location at each Post, say two miles by five; that is, one mile on each side of the Post and from the shore of Lake five miles in the rear.

I have the honor to be, &c., &c.

(Signed,) G. SIMPSON.

The Honorable D. B. PAPINEAU, Esquire,
Commissioner of Crown Lands.

True Copy.

L. V. SICOTTE,
Commissioner.

Copy of Correspondence respecting the Hudson Bay Company's claim for 1200 acres of Land, at Sault Ste Marie:—

1.

CROWN LANDS DEPARTMENT,

Montreal, 31st March, 1846.

Sir,—The Agent of this Department, appointed at the Sault Ste Marie for the purpose of protecting the Public Lands from depredations, reports, that a portion of Land (about 1200 acres) in that vicinity, is claimed by the Hudson Bay Company, under a Grant from Earl Bathurst. As such an appropriation is not shown by the records of this Office, may I request that you will have the goodness to supply me with any information which it may be in your power to give on the subject.

I have the honor, &c., &c.

(Signed,) T. BOUTHILLIER.

Sir GEORGE SIMPSON,
Lachine.

2.

HUDSON BAY HOUSE,

Lachine, 1st April, 1846.

Sir,—I have the honor to acknowledge receipt of your letter of 31st ultimo, stating that the Agent for the Crown Lands Department at the Sault Ste. Marie had reported, that the Hudson Bay Company laid claim to about 1200 acres of Land, (at the Sault) under a Grant from Lord Bathurst, but which appropriation not being shewn by the Records of your Office, you request me to supply you with any information it may be in my power to give on the subject.

In reply, I beg to hand extract from a letter, addressed by the Secretary of the Hudson Bay Company to Mr. Angus Bethune, then acting as the Company's

Agent at the Sault Ste. Marie, dated 11th March, 1825, from which it will appear, that application was made to Lord Bathurst for a Grant of 1200 acres of Land, contiguous to the Company's establishment, and that, in reply, His Lordship had been pleased to inform the Company that Copy of their application had been transmitted by the Colonial office to Major General Sir Peregrine Maitland, to be complied with, if it could be done, without inconvenience to the public service. That extract contains all the information which I at present possess on the subject, but I shall take an early opportunity of requesting the Governor and Council of the Hudson Bay Company to transmit Copy of the Correspondence with the Home Government on the subject.

In the meantime, I beg respectfully to request, that you will instruct your Agent at the Sault to suspend proceedings in this matter, until time be afforded to have the subject investigated.

I have the honor to be, &c.

(Signed,) G. SIMPSON.

T. BOUTHILLIER, Esquire,
Crown Lands Department.

Extract of a letter from William Smith, Esquire, Secretary to the Hudson Bay Company, to Angus Bethune, Esquire, dated London, 11th March, 1825.

"The Governor and Committee have made an application to Lord Bathurst for a grant of Twelve hundred acres of land, contiguous to the erections you are now making. His Lordship has been pleased to inform them, that copy of the application has been transmitted to Major General Sir Peregrine Maitland, with instructions to comply with the application of the Hudson Bay Company, if it can be done without inconvenience to the public service, and the Agents at Montreal are instructed to attend to this business."

3.

CROWN LANDS DEPARTMENT,

Montreal, 17th November, 1846.

Sir,—With reference to your letter of the 1st April last, respecting the claim of the Hudson Bay Company to Twelve hundred acres of land at Sault Ste. Marie, I beg you will inform me whether you have received the copy of the correspondence of the Governor and Committee of the Company with the Home Government, (referred to in your letter,) relative to the claim.

As a Mining location has been applied for adjoining the Western boundary of the Town Plot lately surveyed by Mr. Vidal, it has become necessary for the Company to point out the exact position of the land at Sault Ste. Marie, required for the use of the establishment there.

I have, &c., &c.,

(Signed,) T. BOUTHILLIER.

Sir GEORGE SIMPSON,
Governor, Hudson Bay Company.

4.

HUDSON BAY HOUSE,

Lachine, 21st November, 1846.

Sir,—I have the honor to acknowledge receipt of your letter of 17th instant, wherein you require that I should point out, on behalf of the Hudson Bay Company, “the exact position of the land at the Sault Ste. Marie required for the use of their establishment there,” and also inquiring if I have received “the copy of the correspondence of the Governor and Committee of the Company,” referred to in a former letter; and in reply I beg leave to state that I have not yet received the copy of the correspondence in question, but will lose no time in obtaining it from London; and with reference to the land required by the Company at the Sault, I beg leave to hand you herewith a plan upon which the proposed limits are marked, and I will also myself take the liberty of waiting upon you personally for the purpose of designating more particularly upon any maps or plans in your office these same limits.

I have the honor, &c.,

(Signed,) G. SIMPSON.

T. BOUTHILLIER, Esquire,
Crown Lands Department.

5.

HUDSON BAY HOUSE,

London, 15th December, 1824.

My Lord,—I have the honor to inform your Lordship that His Excellency the Governor in Chief of the Canadas having deemed it advisable that the establishment of the Hudson Bay Company, at the Sault Ste. Marie, in Upper Canada, should be used as a Military Depot, the Company have relinquished the same, and removed their goods to a position nearer to Lake Superior, at which they have erected new storehouses; but as it is necessary for the accommodation of the people at this establishment to have some land for agricultural purposes attached to the buildings, I have to request, on behalf of the Hudson Bay Company, that your Lordship will be pleased to make them a grant of Twelve hundred acres, contiguous to their new buildings, and to issue the necessary instructions to the proper officers in the Upper Province, for the same to be set out at their earliest convenience.

I have the honor to be, &c.,

(Signed,) J. H. PELLY,
Governor.

To the Right Honorable EARL BATHURST.

6.

DOWNING STREET,

28th December, 1824.

Sir,—I am directed by Lord Bathurst to acknowledge the receipt of your letter of the 15th instant, requesting a grant of Twelve hundred acres of land contiguous to the establishment of the Hudson Bay Company, near Lake Superior, and to acquaint you that his Lordship has transmitted a copy of your letter to Major General Sir Peregrine Maitland, with instructions to comply with the application of the Hudson Bay Company, if it can be done without inconvenience to the public service.

I am, &c., &c.,

(Signed,) R. W. HORTON.

J. H. PELLY, Esquire, &c., &c.

—
True Copy.L. V. SICOTTE,
Commissioner.

(Copy.)

Conveyance of Lands at Fort William, from the Indians to the North-West Company, (say Hudson Bay Company).

KNOW all men by these presents, that we, the Chiefs and old men of the Chepeway and Kichicaumigue Indians, at the Grand Portage, for ourselves, and by and with the consent and advice of all the men of our Tribe, in consideration of the good will, love and affection, which we and the whole of our Tribe bear unto Simon Mactavish, Josh. Frobisher, John Gregory, William McGillivray, and Alexander McKenzie, Merchants, of Montreal, in the Province of Lower Canada, for themselves, and as Agents and Directors of the North-West Company, and for the sum of Three pounds, current money of the said Province, to us in hand paid, and also for divers other good causes and valuable considerations, us, the Chiefs and rest of our Nations hereunto moving, have given, granted, alienated, enfeoffed and confirmed, and by these presents do give, grant, alien, enfeoff and confirm unto Simon Mactavish, Josh. Frobisher, John Gregory, William McGillivray, and Alexander McKenzie, in their aforesaid capacity, their Heirs, Executors, Administrators and Assigns, a certain portion of land, or tract of country, situate, lying, and being on the North side of the Lake Superior, bounded in front by the Baye de Tonnerre, or Kamanettiquiock, at the entrance of the River Kaministakouia, comprehending a distance of ten miles in front of said Bay, and of twelve miles or more in depth, running to a line about West beyond the first carrying place, that is to say, five miles on either side of the said River; with all and singular the appurtenances, &c., within the lines or boundaries already mentioned, or unto the said tract of land appertaining or in any wise belonging, and the reversion and reversions, remainder and remainders,

rents, issues, and services of the said premises; and also all the estate, right, title, interest, property, claim or demand whatever of us the said Chiefs and old men, or of any one whatever of the said Tribes, of, in and to the said lands and premises, and every part and parcel thereof, with their appurtenances; to have and to hold the said lands and premises hereby given and granted, or mentioned or intended to be given or granted unto the said Simon Mactavish, Joseph Frobisher, John Gregory, William McGillivray, and Alexander McKenzie, in their capacity aforesaid, their Heirs and Assigns, for the only proper use and behoof of them the said Simon Mactavish, Josh. Frobisher, John Gregory, William McGillivray, and Alexander McKenzie, in their capacity aforesaid, forever.

And the said Chiefs and old men, for themselves and on behalf of the whole of their Tribe, their Heirs and Assigns, do covenant, promise and grant to and with the said Simon Mactavish, Josh. Frobisher, John Gregory, William McGillivray, and Alexander McKenzie, as aforesaid, their Heirs and Assigns, lawfully may from henceforth and forever after peaceably and quietly have, hold, occupy, possess and enjoy the said lands, hereditaments, and premises hereby given and, or intended to be given or granted, with their and every of their appurtenances, free, clear and discharged, or well and sufficiently saved, kept harmless and indemnified of, from, and against all former and other gifts, grants, bargains, sales, estates, rents, extents, and of, from, and against all former and other titles, troubles, charges, and encumbrances whatsoever had, done, or suffered by them the said Chiefs and old men, or by any one whatever of said Tribes, their Heirs or Assigns, or any other person or persons, lawfully claiming or to claim by, from, or under or any or either of them. And by these presents do make this our Act and Deed irrevocable under any pretence whatever, and have put the said Simon Mactavish, Josh. Frobisher, John Gregory, William McGillivray, and Alexander McKenzie, in their capacity aforesaid, in full possession and seizin by delivering them a piece of said tract on the premises, with a belt of wampum.

In witness whereof, we, the Chiefs and old men, for ourselves and on behalf of our whole tribe, Chipeways or Kiticamingues, have unto these presents set the marks or insignias of our different families, at the Grand Portage, this thirtieth day of July, in the year of our Lord One thousand seven hundred and ninety-eight.

(Signed,)	D. MCGILLIVRAY,	(Signed,)	NANJOKABAOUTI,
"	DN. CAMERON,	"	KATALOUIGOU,
"	HENRY MUNRO,	"	ACLU-CANDAGO,
"	PIERRE BELLEAU,	"	OTAKACOU,
"	JACQUES ADHUNAR,	"	KALIADJIOINE,
"	JOHN K. WILLIS,	"	NIZOTAIN,
"	J. C. STEWART,	"	COUOUIOUIZINSE,
"	J. B. CADOTTE, Interpreter,	"	AGOUIMAN-OUINAGOUSE,
		"	EPEBANIGNONIANE,
		"	EGIKGZIGOYBY.

(True Copy.)

L. V. SICOTTE,
Commissioner.

HUDSON BAY HOUSE,
Lachine, 20th January, 1847.

Sir,—Absence from home has prevented my having earlier had the honor to acknowledge receipt of your communication of 16th December, referring to my memorial of the 26th November, on behalf of the Hudson Bay Company, applying that the lands now in possession of the Company at their several trading posts on Lakes Huron and Superior, should be reserved from disposal for mining purposes, in which you state, that the localities alluded to are not denoted with sufficient clearness to admit of special reservations being set apart, and suggest that a licensed Provincial Surveyor should be employed to define and mark the boundaries of the lands in possession of the Company, and to furnish reports, descriptions and maps of the tracts applied for in my memorial. In reply, I beg to state, that at this season of the year it would be impossible to make a survey, such as you have pointed out, but as soon as the navigation shall be opened, a surveyor will be employed on the above specified duty.

In the meantime, I beg to request you will be pleased to issue instructions that the Company's possessory rights be respected, and that no sales nor grants of land be made in the immediate vicinity of their posts, as enumerated in the Schedule attached to my memorial of 26th November; and in order to define, in general terms, the extent of such possessory rights, I would beg to suggest that they be considered as equal in extent to a mining location at each post, say two miles by five—that is, one mile on each side of the post, and from the lake shore five miles in the rear.

I have the honor to be, Sir,
Your most obedient humble Servant,

G. SIMPSON.

The Honorable D. B. PAPINEAU, Esq.,
Commissioner of Crown Lands, &c., &c.

(Copy.)

HUDSON BAY HOUSE,
Lachine, 21st June, 1847.

Sir,—I yesterday received a letter from Mr. Bullenden, the Hudson Bay Company's Agent at the Sault St. Marie, wherein he mentions that Mr. Vidal, the Surveyor employed by the Crown Lands Department to survey the mill-sites on the Falls of St. Marie, and the mining locations on the borders of Lake Huron, had promised to make out a plan and report of our claim for Lands at the Sault St. Marie, which, when completed, will be transmitted to the Crown Lands Commissioner, for the sanction and approbation of the Provincial Government.

Mr. Bullenden suggested that it would be desirable to combine the survey of the mining locations on the shores of Lakes Huron and Superior, with our claim for a certain portion of ground, required as a reserve, at each of our Posts or Establishments on the Shores of those Lakes: and for this purpose, begged that Mr. Vidal would be instructed by the Crown Lands Commissioner to include the reserve required at our Posts of Mississauga and La-Cloche, on the plan he is to prepare for the Government, and that the like instructions be issued to Mr. Salter, (whom we understand is to be sent up to survey the mining locations on Lake

Superior,) for the reserve required at the Posts of Batchewauauung, Michipicoton, the Pic and Fort William;—the Hudson Bay Company paying, of course, a proportion of the costs of those surveys. Should these suggestions be not contrary to the Rules and Regulations of the Crown Land Department, and unobjectionable in other points of view, I should be happy could you give instructions to those gentlemen to comply with Mr. Bullenden's request; and by enclosing your instructions to me at this place, I could see them forwarded to their respective destinations.

Begging reference to my letter of the 4th instant, and an early reply to this,

I am, Sir,

Your obedient Servant,

DAN. FINLAYSON.

T. BOUTHILLIER, Esquire.

SAULT STE. MARIE,

June 22nd, 1847.

Sir,—Having been called upon by the Agent of the Hudson Bay Company to furnish, for your information, a plan and report of a certain tract of land at this place claimed by the Company, I have the honor to submit the accompanying plan, on which I have marked the Eastern, Southern, and Western limits of the tract, and the outline of that part of the town-plot of Ste. Mary's with which it interferes. The Northern limit is undefined, but is to be at such a distance from the River as to include an area of twelve hundred acres, which would be accomplished by a line at right angles to the Western limits at a distance of about one hundred and forty chains from the River.

The Company has occupied, for upwards of fifty years, the land now enclosed as meadow, having, at one time, its Establishment on the bank of the small River which passes through it. It has also had and retained possession of the Islands on the North side of the main channel of the stream intervening between the main land and the large (or St. Mary's) Island; having used all the waters of that stream for its mill, which was removed six years ago, but site of which, together with the old dam and flume, or race, are distinctly visible and are marked on the plan; a canoe channel was also formed at considerable expense by removing the stones, and opening up a free run for the water.

The Company has also occupied, for the same length of time, the spot where the warehouse and wharf, above the rapids, are situated, and has connected it with the lower wharf by the Portage Road, formed at a cost of not less than one thousand pounds; the small houses at the upper end of this road, and on one of the Islands, are held by permission of the Company, which has never forgone its claims to any part of the tract.

The width of the tract, measured at right angles, I find to be eighty-three chains, but I am not aware of the existence of any documents by which its limits could be accurately determined, and I have, on that account, made it to extend over the whole of the ground now actually occupied by the Company.

With reference to the character of the soil and the unfitness of part of it for building purposes, you are already in possession of my views at length in the Reports I had the honor to furnish last year, both on the survey of examination and of division of the town-plot. I, therefore, deem it unnecessary to dwell upon it here.

I am informed by the Agent of the Company, that since the year 1821, when the coalition of the North-West and Hudson Bay Companies took place, there has been expended in Buildings and in the formation of the Road, Millwork, &c., not less than five thousand pounds sterling. Estimates, which we can furnish, if required.

I have the honor to be, Sir,
Your obedient Servant,

(Signed,) ALEXANDER VIDAL,
Provincial Land Surveyor.

To the Honorable
The Commissioner, Crown Lands.

(Certified a true Copy.)

A. RUSSELL,
Assistant Commissioner.

CROWN LANDS DEPARTMENT,
Toronto, 2nd July, 1858.

HUDSON BAY HOUSE,
Lachine, 11th March, 1851.

Sir,—I have to acknowledge receipt of your letter of 25th February, intimating that application has been made for a license to cut timber on the tract, at Mississaga River, reserved for the Hudson Bay Company, in consequence of my memorial to the Governor General to that effect, dated 26th November, 1846, and requesting to know whether the Company intend to purchase the lands on which their posts, Lakes Huron and Superior, are situate.

In reply I have to state, that if the circumstance of the Hudson Bay Company having been in possession of their posts on those Lakes, from time immemorial, be not considered by the Government sufficient to entitle them to free grants of the sites of those posts and adjoining farms, they will, when the country is surveyed and opened for settlement, expect the pre-emption right of purchasing such quantity of land at each post, as they may require for the purposes of their trade. In the meantime, the Company will offer no objection to the issue of the license to cut timber at Mississaga River, on the understanding that it shall not be allowed to interfere with their occupation of their post, farm (on which there is no timber), &c., at that place, nor to deprive them of the pre-emption right to purchase, hereafter, as much land there as they may require.

I have the honor to be, Sir,
Your most obedient Servant,

G. SIMPSON,

The Honorable J. H. PRICE,
Commissioner of Crown Lands, &c., &c., &c.,
Toronto.

The Hudson Bay Company desire to be secured by actual Grant from the Crown, in the possession of certain Lands, which it seems they have long occupied, at the Sault Ste Marie; and it is suggested in this application that the value of certain property at that Post, estimated in the year 1822 at two thousand pounds, which was relinquished for Military purposes, may be regarded (inasmuch as the sum specified was not paid over to the Company) as the consideration for the Grant, which it is now desired shall be made,—Copies of Letters, one from the Governor of the Company, J. H. Pelly, Esquire, to Earl Bathurst, dated 15th December, 1824; and another in reply from Mr. Wilmot Horton, dated 28th December, 1824, and submitted; from which it appears that arrangement was made, in virtue of which a Grant of 1200 acres was authorized, contiguous to the establishment of the Hudson Bay Company, near Lake Superior—the Company having relinquished, for Military purposes, their establishment at the Sault Sainte Marie.

A Map and Report by Deputy Surveyor Alexander Vidal, dated 22nd June, 1847, is also submitted with the application, from which it will be observed, that the 1200 acres claimed by the Company, and denoted by dotted lines, comprehend the entire Westerly portion of the surveyed Village Plot on the Sault Sainte Marie. The Lands however enclosed and improved by the Company, and upon which their buildings were erected, is of more circumscribed extent, and are included within four detached Tracts, three of which are designated by outlines, coloured red, and the fourth is situated at the upper end of Saint Mary's Island; and it is the site of a Warehouse, a Wharf, and another building.

The application has reference likewise to the various Posts of the Company at Batchewauaug, Michipicoton, Pic, Fort William, La Cloche, Mississaga and Nepigon, in each of which localities it would seem that they desire appropriations, (excepting at Fort William) with two miles frontage, by five miles in depth; while, at Fort William, they consider their claims to be of special nature. From the Copy attached hereto of an Instrument, bearing date 30th July, 1789, executed by Nang Okaboi and other Indians, in favor of Simon McTavish, Esquire, and other Members of the North-West Company, the origin of the Claim under which an Establishment connected with the Fur Trade was first formed at Fort William, will be understood. In this application it is not explained in what manner territory or privileges, enjoyed by the North-West Company, became vested in the Hudson Bay Company. It appears, however, on reference to Martin's work on the Hudson Bay Company Territories, page 49, that in the year 1821, a junction between the two Companies was formed, and a copartnership for 21 years was agreed on. Whether, however, a thorough amalgamation of interests has since been affected, does not appear.

Opposed to the present claim to the Sault Ste. Marie Lands, are Petitions, one from Mr. William Henry, of Whitechurch, dated 10th February, 1849, and another from the Honorable Zaccheus Burnham, of a corresponding date. The foundation of their Claim is an Indian Deed of prior date, namely, 23rd December, 1760, to any known claim of the North-West Company.

This Deed purports to convey to Major Robert Rogers, John Baptiste Cadotte and Alexander Henry, tracts of Land on both sides of the Saint Mary's River, and although Deputy Surveyor Vidal, who, while at the Sault, was instructed to make inquiries relative thereto, has raised a question as to its authenticity, as will be observed from a copy of his letter dated 11th December, 1849; placed herewith the Affidavits which are submitted therewith, joined with the peculiar Indian formalities attendant on its execution, by Red-Roch, and the other three Indian Chiefs, together with the slight discrepancy in the year of the Reign of His Majesty George the Second, convey a strong impression concerning its genuine character. It will be recollected that George the Third ascended the Throne—

in October, in 1760. The Instrument bears date 23rd December, 1760, and designates the period as the 30th year of the Reign of George the Second. It is very improbable that the demise of George the Second would be known at the Sault on the 23rd December following; this point, therefore, forms a reason for concluding that it was executed on the day it bears date, and were it indeed as Mr. Vidal intimates the possibility of its being a fabricated paper, it may be inferred, that, although at so remote a locality as the Sault, individuals resident there might be uncertain whether 1760 was not the 30th instead of the 34 year of the reign of the King, and thus fall into the error, in that respect, which appears on the face of the Instrument. Yet it is highly improbable, that, in inventing a fraudulent paper at a later period, the reign and the year of the reign, would have been inserted otherwise than with scrupulous accuracy. These observations are offered, as will be obvious, for the purpose of averting imputations on the Claims of Messieurs Henry and Burnham, or those from whom they derive their Claims, calculated to be produced, were Mr. Vidal's Report to be perused, unaccompanied by any comment upon it.

It will, of course, remain with the Government to decide as to whether the interests of those gentlemen shall be deemed at this period to merit consideration.

With regard to the effect and force of conveyance obtained from the Indians, it will be observed, on examining the accompanying copy of a letter from General Gage to Captain Stevenson, dated 8th April, 1771, that the Crown forbade the purchase or acquirement of land from the Indians by the whites. By Royal Proclamation, dated 7th October, 1763, an extract from which is also attached, the Crown reserved to itself alone the right to purchase territory from the Indians, and prohibited sales being made to any other parties whatsoever.

Since, however, the period referred to, the Government have confirmed, by Patent, many valuable tracts upon the Grand River, leased by Captain Joseph Brant to the connections and friends of the Six Nation Indians.

The appropriations referred to in the Report are, nevertheless, of a different character, and it is believed that they comprise a distinct and separate class.

Should His Excellency in Council see fit to regard the property in the possession of the Hudson Bay Company, at the Sault Ste. Marie, as constituting a claim to pre-emption in purchase, and be satisfied that the interests therein of the North West Company are now vested in the Hudson Bay Company, a sale might be made of such tracts at that post as will secure to the association the improvements they have made, assigning at the same time to the proposed grant, well-defined and regular outlines; the rate of purchase would be a subject for special decision. It would embrace Towns, Lots, and likewise Lands beyond the limits of the Town Plot, but it is submitted that it should not include any portion of the site proposed for a Canal, nor the line projected for a Railway, or public road, in the vicinity of the Falls of Ste. Marie.

With reference to the establishments of the Company at Fort William, it will be perceived that the Indian Deed hereinbefore alluded to, in favor of Mr. Mactavish and others, comprehends a tract of ten miles in front, by about twelve miles in depth; and that at the other Stations enumerated of the Company, they desire tracts two miles in front by five miles in depth. Of these tracts, grants of which the Company desire, Surveys of these at La Cloche and the Mississaga River alone have been made; these were completed by Deputy Surveyor Vidal, in the year 1848, and an extract from his Report, dated 16th March, 1849, is placed herewith, from which it will be observed that Mr. Sayer, and a Mr. MacKay, Traders, having taken possession and improved on a portion of the land claimed by them, near the mouth of the Mississaga River, on its Westerly side, and a tract on the Easterly side, falls within the reservation claimed by the Indians, under the treaty effected in September, 1850, through the instrumentality of the

Honorable William Benjamin Robinson. In virtue of the treaties concluded at that period, the Indians retained reserves at Fort William, on Gull River, near Lake Nepigon, a reserve at Gros Cap, near Michipicoton, and one near Batchewanaung Bay. As, however, the lands at these named posts have not been specially designated in the application under Report, it is not possible to state whether the Indian Reserves alluded to will interfere with the tracts which the Company desire to be secured to them.

It is, however, submitted in such cases as no counter claims exist, a sale to the extent of two miles in front, by five miles in depth, or of such extent as the Government shall determine upon, might not be made at four shillings per acre, being the upset price at which mining locations on the shores of Lakes Superior and Huron were placed previously to the recent arrangements for allotting locations of four hundred acres each, at the rate of seven shillings and six pence per acre, going into operation.

A tracing from one of the maps in this office, exhibiting a Survey made in the year 1796, by Theodore Defencie, under the inspection of Lieutenant Price, of the Royal Navy, of the lands at the Sault Ste. Marie, is respectfully submitted, but no map seems to exist denoting the arrangement alluded to, as contemplated in the year 1824.

It must not, however, be overlooked that the Company is still apparently in possession of the land which, at that period, it was agreed should be relinquished for Military purposes, but which project does not seem to have been further acted upon, and unless it could be shown that the property which represented the £2,000, which in the year 1824 it was agreed should be paid to the Company, passed, with the buildings thereon, into the hands of the Government, there appears no reason why the amount should be allowed to the Company on any sales which may be effected.

With further reference to the proposed grant of Twelve hundred acres at the Sault Ste. Marie, it would seem that certain correspondence on the subject thereof was placed before the Honorable Executive Council, on the 11th March, 1826, and a grant authorized on condition that the same, or any part of it, may be resumed by Government if wanted for Military purposes, upon paying for improvements. No grant passed, however, into Patent.

The passage of that Order in Council, and the circumstance of the receipt of Despatches on the subject, not having been communicated to the Surveyor General, is to be regretted, as it precluded this Department from laying the case of the Hudson Bay Company before the Government, when a Survey of the Town Plot at the Sault Ste. Marie was proposed. It will be perceived also, on reference to the proceedings in Council of 20th August, 1842, upon a former application from Mr. Burnham, not until now notified to this Department, that views were therein expressed adverse to claims obtained in the manner in which Mr. Burnham's was from the Indians.

(Signed,) WILLIAM SPRAGGE,
Chief Clerk.

CROWN LAND DEPARTMENT,
Toronto, 21st January, 1854.

True Copy.

L. V. SICOTTE,
Commissioner.

COPY of a REPORT of a Committee of the Honorable the Executive Council, dated 1st July, 1854; approved by His Excellency the Governor General in Council, on the 3rd of same month.

On the Memorial Papers and Plans connected therewith, from Sir George Simpson, Governor of the Hudson Bay Company, having reference to their posts, eight in number, on Lakes Huron and Superior; viz:—at LaCloche, Mississaga, Sault Ste. Marie, Batchewanaung, Michipicoton, Pic, Nepigon, and Fort William; requesting the issue of a Patent for 1200 acres of land at Sault Ste. Marie, on which they have expended considerable sums in improvements, and which, in compliance with the terms of a Despatch, dated 30th December, 1824, from the Right Honorable the Secretary of State for the Colonies, and by order in Council of 11th March, 1826, were directed to be granted to the said Company, (in which has merged the North-West Company,) upon condition that the land, or any part of the same, may be resumed by Government, if wanted for military purposes, upon paying for improvements; such grant being in compensation for a tract of land in that locality formerly conceded to the Company by the Indians, and made over, together with the Buildings thereon, to the Government, for military purposes, at a valuation fixed by duly appointed officers, at £2,000 Sterling, which sum, however, was never paid the Company; also for a grant at Fort William of two miles in front by five miles in depth, on which they have improved, in lieu of ten miles in front by about twelve miles in depth at that place, purchased by the Company from the Indians, in the year 1798; and lastly, for a grant of two miles in front by five miles in depth at each of their other Posts at LaCloche, Mississaga, Batchewanaung, Michipicoton, Pic, and Nepigon, by right of pre-emption, they being in occupation upon improvements.

The Report dated 21st January instant, from the Crown Land Department on the claims of the Hudson Bay Company, states, that opposed to their claims to the Sault Ste. Marie lands, are Petitions; one from the Honorable Zaccheus Burnham, and another from Mr. William Henry, (unfavorably reported on by the Executive Council on 20th August, 1842, and 17th January, 1843,) and whose claims are founded on an Indian Deed of prior date, namely, 23rd December, 1760, to any known claim of the Company; that should, however, the Government see fit to regard the property in the possession of the Hudson Bay Company at the Sault Ste. Marie, as constituting a claim to pre-emption, and be satisfied that the interests therein of the North-West Company are now vested in the Hudson Bay Company, a sale might be made of such tracts at that Post, as will secure to the Association the improvements they have made; assigning at the same time to the grant well-defined and regular outlines; that the rate of purchase would be a subject for special decision, as the grant would embrace Town lots, and likewise Lands beyond the limits of the Town Plot; that it should not include any portion of the site proposed for a Canal, nor the line projected for a Railway or Public Road, in the vicinity of the Falls of Ste. Marie; that surveys of the tracts at LaCloche and the Mississaga River alone have been made, and that a Mr. Sayer and a Mr. McKay, Traders, have taken possession and improved on a portion of the land claimed by them, near the south of said River, on its Westerly side; that a Tract on the Easterly side falls within the Reservation claimed by the Indians under the Treaty effected in the year 1850; that in virtue of the Treaties concluded at that period, the Indians retained reserves at Fort William on Gull River, near Lake Nepigon, at Gros Cap, near Michipicoton, and at Batchewanaung Bay; that as the lands at these named Posts have not been specially designated in the Hudson Bay Company's application, it is not possible to state whether the Indian Reserves alluded to will interfere with the Tracts which the Company desire

to be secured to them. In such cases, however, as no counter claims exist, the Report submits whether a sale to the extent of two miles in front, by five miles in depth, might not be made.

The Committee recommend that at the Posts specified in the application of the Hudson Bay Company, (except at Sault Ste. Marie) the extent of land prayed for be granted to the said Company at a nominal value of fifty pounds, reserving thereout such parts as are affected by counter claims, and that at the Sault Ste. Marie a grant of twelve hundred acres be made, of such Crown Lands as are contiguous to the establishment of the Company under the arrangement made by the Company with the Imperial Government, communicated through Mr. Wilmot Horton, 28th December, 1824; such grant not to include any portion of the site for a Canal, laid out and surveyed by Samuel Keefer, Esquire, Engineer of the Board of Works, in the year 1852, at the said Sault Ste. Marie and the Islands through which the said Canal site is run, and reserving a right of way sufficient for a double tract line of Railway, and also a width of land sufficient for a public road in the vicinity of the said Sault Ste. Marie, and said grant not to include any portion of that part of the surveyed plot at the Town of St. Mary's at the said Sault Ste. Marie, lying to the East of the Creek marked in *blue* on the plan of Survey made by Provincial Land Surveyor Alexander Vidal, Esquire, dated June twenty-second, 1847, which said Creek separates the site of the old establishment of the Hudson Bay Company, at Sault Ste. Marie, from the lands on the west side of the Creek aforesaid, in the occupation of the said Company, extending westerly from the said Creek to Lake Superior, such grant of 1200 acres, to be in full discharge of the claim of two thousand pounds, made by the Company against the Imperial Government in the said year 1824. The Committee think that the claims of Messrs. Henry and Burnham ought not to be entertained.

(Certified.)

WM. H. LEE,
Clerk Executive Council.

To the Honorable
The Commissioner of Crown Lands,
&c., &c., &c.

CROWN LAND DEPARTMENT,

Quebec, 11th August, 1854.

Sir,—I have the honor to acquaint you that it has been directed by a recent Order in Council, that the Hudson Bay Company be permitted to acquire a title for the Tracts for which they applied, at LaCloche, Mississaga, Batchewauang, Michipicoton, Pic, Nepigon, and at Fort William, as a purchase, for the nominal sum of fifty pounds, "reserving thereout such parts as are affected by counter claims, and that the Tract at the Sault Ste. Marie, comprising 1,200 acres, be made of such Crown Lands as are contiguous to the establishment of the Company, under the arrangement made by the Company with the Imperial Government, communicated through Mr. Wilmot Horton, 28th December, 1824, such grant not to include any portion of the site for a Canal laid out and surveyed by Samuel Keefer, Esquire, Engineer of the Board of Works, in the year 1852, at the said Sault Ste. Marie, and the lands through which the said Canal site is run, and reserving a right of way sufficient for a double tract line of Railway, and also a width of Land sufficient for a Public Road in the vicinity

" of the said Sault Ste. Marie, and said grant not to include any portion of that
 " part of the surveyed plot at the Town of Saint Mary's, at the said Sault Ste.
 " Marie, lying to the East of the Creek, marked in *blue* on the plan of survey
 " made by Provincial Land Surveyor Alexander Vidal, Esquire, dated June
 " 22nd, 1847, which said Creek separates the site of the old establishment of the
 " Hudson Bay Company, at Sault Ste. Marie, from the Lands on the West side
 " of the Creek aforesaid; in the occupation of the said Company, extending
 " Westerly from the said Creek to Lake Superior, such grant of Twelve hundred
 " acres to be in full discharge of the claim of Two thousand pounds made by
 " the Company against the Imperial Government in the said year 1824."

It will be observed that the tracts at LaCloche and the Mississaga River have alone been surveyed, and as the expense of executing surveys in positions so remote from the principal settlements in Upper Canada is necessarily attended with considerable expense, and as the subject is not embraced in the Order in Council referred to, it is desirable that the Company should be apprised of the necessity which will devolve upon them of providing the means of defraying the cost of the surveys which have been already effected, as well as of those the outlines of which remain to be established.

(Signed,) A. N. MORIN,
 Commissioner.

Sir GEORGE SIMPSON,
 Governor of the Hudson Bay Company.

True Copy.

L. V. SICOTTE,
 Commissioner.

HUDSON BAY HOUSE,
 Lachine, 16th August, 1854.

Sir,—I have the honor to acknowledge the receipt of your letter of the 11th inst., informing me that by a recent order in Council, the Hudson Bay Company will be permitted to acquire a title for the Tracts for which the Company had applied at LaCloche, Mississaga River, Batchewauaung, Michipicoton, Pic, Nepigon, and at Fort William, as a purchase for the nominal sum of fifty pounds, and a title for 1200 acres at the Sault Ste. Marie, in full discharge of a claim of £2,000 made by the Company on the Imperial Government; and further stating that the expense of executing surveys of these Tracts should be borne by the Company.

In reply, I beg leave to say, on behalf of the Hudson Bay Company, that they feel thankful to the Government for this acquiescence in their request; and they will cheerfully pay the expenses of the surveys yet to be made, and those of the Tracts at La Cloche and Mississaga River, already made.

I have the honor to be, Sir,
 Your most obedient Servant,

G. SIMPSON.

The Honorable A. N. MORIN,
 Commissioner of Crown Lands, &c., &c., &c.,
 Quebec.

True Copy.

L. V. SICOTTE,
 Commissioner.

HUDSON BAY HOUSE,
Lachine, 23rd August, 1854.

Sir,—With reference to your communication of the 11th instant, I beg to acquaint you that I propose, with your approbation, to forward to Lake Superior, for the purpose of making Surveys at the Hudson Bay Company's Posts, Mr. Alexander McDonald, (of Argenteuil,) Deputy Provincial Surveyor. This gentleman, who is represented as peculiarly qualified for the service in question, I understand studied his profession with Mr. J. J. Roney, of Aylmer, C. E., and was admitted on the 13th May, 1852.

If you approve of the employment of Mr. McDonald, it would be desirable he should receive from the Crown Lands Department the requisite instructions with the least possible delay, as in order to avail himself of the most favorable season for performing the Surveys, he should take his departure for Lake Superior on or before the 1st September; he will be furnished by the Company with craft, servants, provisions and all other requisites, at their Posts, and every assistance will be afforded towards the expeditious completion of the Survey.

I have the honor to be, Sir,
Your most obedient Servant,

G. SIMPSON.

The Honorable A. N. MORIN,
Commissioner of Crown Lands, &c., &c., &c.,
Quebec.

True Copy.

L. V. SICOTTE,
Commissioner.

HUDSON BAY HOUSE,
Lachine, 9th October, 1854.

Sir,—With reference to your letter of 29th August, I have now to inform you that Mr. Alexander McDonald, D.P.S., having obtained a certificate in Upper Canada, is prepared to proceed to Lake Superior, to make the requisite surveys of the Hudson Bay Company's lands.

I have therefore to request the favor of your giving directions that instructions for Mr. McDonald's guidance be prepared with the least possible delay, and forwarded to my address at this place, where he is to call for them at the end of the present week, when he will be prepared to proceed immediately to Sault Ste. Marie.

I have the honor to be, Sir,
Your most obedient Servant,

G. SIMPSON.

The Honorable A. N. MORIN,
Commissioner of Crown Lands,
&c., &c., &c.

True Copy.

L. V. SICOTTE,
Commissioner.

MEMORANDUM referred to in Order in Council, dated 8th November, 1854.

With reference to the Minute of the third of July last, upon the claim of the Hudson Bay Company to have set apart certain Lands at their Posts, along the shores of Lake Superior and at Sault Ste. Marie, the undersigned finds, from an examination of the Plans, that the Indian Reserve at the North of the Mississauga River, where one of the Hudson Bay Posts is situate, would be interfered with, unless a more certain description be given of the Hudson Bay apportionment at that Post, respectfully recommends that the minute of the 3rd July last be amended, in so far as the allotment to the Hudson Bay Company at their Mississauga Post on Lake Superior is concerned; and that the Six thousand four hundred acres, marked out on the Plan herewith by Mr. Devine of the Crown Lands Office, situate on the South side of the said Mississauga River, including the Islands in front thereof, be conveyed to the said Hudson Bay Company instead of the former allotment at the Mississauga River Post in the Minute of the 3rd July, which has been found to interfere with the Indian Reserve.

QUEBEC, 8th November, 1852.

COPY of a REPORT of a Committee of the Honorable the Executive Council, dated 8th November, 1854; approved by His Excellency the Governor General in Council on the same day.

The Committee have had under consideration, a memorandum dated 8th instant, from the Honorable the Commissioner of Crown Lands, having reference to the Minute in Council, of the 3rd July last, upon the claim of the Hudson Bay Company, to have certain Lands set apart at their Posts along the shores of Lake Superior and at Sault Ste. Marie.

The Commissioner states, that he finds from an examination of the Plans, that the Indian Reserve at the North of Mississauga River, where one of the Hudson Bay Posts is situated, would be interfered with, unless a more certain description be given of the Hudson Bay apportionment at that Post; he therefore recommends that the Order in Council of the 3rd July last, be amended, in so far as the allotment to the Hudson Bay Company, at their Mississauga Post on Lake Superior is concerned, and that the Six thousand four hundred acres marked out on the Plan therewith submitted by Mr. Devine, of the Crown Lands Office, situate on the South side of the said Mississauga River, including the Islands in front thereof, be conveyed to the said Hudson Bay Company instead of the former allotment on the Mississauga River Post, in the Order in Council of the 3rd July last, which has been found to interfere with the Indian Reserve.

The Committee advise that the recommendation of the Commissioner of Crown Lands be approved, and that the alteration and exchange suggested by him be carried out.

Certified.

(Signed,)

WM. H. LEE,
Clerk Executive Council.

To the Honorable
The Commissioner of Crown Lands,
&c., &c., &c.

CROWN LAND OFFICE,

Quebec, 14th November, 1854.

Sir,—I have the honor to inform you that an Order in Council passed on the 8th inst., directing that six thousand four hundred acres on the South side of the Mississaga River, including the Islands thereof, be granted to the Hudson Bay Company instead of their former allotment at the Mississaga River Post, which has been found to interfere with the Indian Reservation, and that pursuant to the Order, instructions have issued for the survey of the Land in question with the view to the preparation of the Patent.

(Signed,) THOS. HECTOR,

For Commissioner, Crown Lands.

Sir GEORGE SIMPSON,

Governor of the Hudson Bay Company,
&c., &c., &c., Lachine.

Nepigon, 11th January, 1855.

Sir,—Pursuant to the letter of instructions I had the honor of receiving from your Department, and bearing date Quebec, 13th October, 1854, I beg to submit the following Report and Map of the survey of coast about the Honorable Hudson Bay Company's Post on Lake Nepigon, also a sketch shewing the relative positions of Gull River and the said Post:—

The Honorable Hudson Bay Nepigon Post is situated on the West coast of Lake Nepigon, distant about fifteen miles on a North-Easterly course from Gull River.

I regret that unavoidable circumstances have prevented my making a more extensive survey of the coast than that shown on the Map above referred to, but as nearly as I could ascertain, the general bearing of the coast is such as is represented on the aforesaid sketch.

The land to the North-West of the "Roche qui frappe" is high and broken. That under cultivation by the Company is indicated by the part coloured light green on said Map. The Hay is procured principally from English Bay, and a great part of their Boat and Building Timber, and also Firewood, from Isle au Brochet and Dog Island.

From the difficulty in the transport of heavy instruments in winter by the route by which I came, I left my Theodolite behind me, and took only a Circumferenter, which, unfortunately, received some slight injury on my way here, so that I am unable to send you the results of any astronomical observations. Hoping, however, that the above data will be sufficient for your present information,

I have the honour to be, Sir,

Your obedient and humble Servant,

(Signed,)

ALEXANDER McDONALD,
Land Surveyor.

To the Honorable

The Commissioner of Crown Lands.

Certified, a true Copy.

CROWN LAND DEPARTMENT,
Toronto, 2nd July, 1858.ANDREW RUSSELL,
Assistant Commissioner.

**Report on the Surveys of the Hudson Bay Company's Lands
on Lakes Superior and Huron.**

MONTREAL, 8th May, 1856.

Sir,—In accordance with the instructions received from your Department, bearing date Quebec, 13th October, 1854, and addressed to me, I beg to submit my Report on the Surveys therein directed to be executed.

After making the necessary arrangements with Sir George Simpson for carrying on my operations, I proceeded to the Sault Ste. Marie, where I made a preliminary Survey of the 1200 acres Block granted at that place; but finding that if it were laid out in accordance with the aforesaid instructions, the Tract in question would embrace a large portion of stony land, which would be to a great extent useless to them, and at the same time exclude nearly one-half of the land held under cultivation by them for a number of years, and unoccupied by other parties; consequently, deeming it my duty to do so, I suggested to Sir George Simpson the propriety of applying for an amendment to my instructions in relation to this Block, and subsequently, for like and other reasons hereinafter mentioned, to procure for me authority to use a discretionary power to make any reasonable alterations with regard to the other Tracts, that I might consider advisable. I then proceeded to Batchewanaung, and thence to Nepigon, making a cursory survey of the grounds about each post, the plans and reports whereof I transmitted to your Department during the spring of 1855. In due time I received instructions in answer, dated Crown Lands Department, Quebec, 13th January, 1855, directing me not to survey Batchewanaung Island (on which the Company's post is established,) under my instructions of September previous, as that Island formed part of the Indian Reserve No. 15, per treaty of 9th September, 1850, and as the land on the main shore had been previously secured either to the Indians as a Reserve, forming the remaining portion of the one above referred to, or was taken up by other parties for mining purposes. I took upon myself to lay out a Tract in lieu of it at the mouth of the Augenwaug River. I shall now, after these preliminary remarks, enter into a detail of my operations at the several Locations:—

FORT WILLIAM.—This post is situated on the northern outlet, and near the mouth of the River Kaministiquia, which empties itself into Lake Superior, at the entrance of Thunder Bay, and distant about 30 miles from Pigeon River, which forms the Boundary between Canada and the United States.

I commenced by running a line N. $3^{\circ} 50'$ E. astronomically, from the wharf in front of the Fort to a point beyond the Company's improvements, a distance of 30 chains; thence due east to the border of Lake Superior, where I planted a Tamarack post, 6 inches square, and marked H.B. Co. and C.L. for the north-east corner. I then produced it westward; but finding that this course would take the line too far back from the River, thereby increasing its width, I returned to the north-east corner and changed it to S. $83^{\circ} 55'$ W. astronomically, and ran a distance of 446.11 chains, where I planted a post duly inscribed for the north-west corner. I then proceeded to that bend in the Kaministiquia indicated in the plan of the Fort William *Indian Reserve*, accompanying my instructions, as the projected south-west corner of the Company's Tract, at which bend I planted a post duly inscribed, and whence I ran a line due north astronomically, to its intersection with the northern Boundary line, at the post planted for the north-west corner, making a distance of 180.40 chains. The area included within the last two mentioned lines, the Kaministiquia along the southern outlet thereof, and

Lake Superior, is 7,300 acres, more or less, thus exceeding the required area by about 900 acres.

It will be seen on reference to my map of this Tract, that if the "Little River" were taken as the northern Boundary, it would reduce the area to about 6,500 acres. I would therefore recommend the adoption of this River for the northern Boundary, as giving very nearly the required area of 6,400 acres; and also because in my opinion, when a definite natural boundary can be had, as in this case, where there is no great likelihood of the course of the stream undergoing any material change, and when it does not affect the area much, it should be established as such boundary, to guard against future litigation. The Company have improvements also at the Pointe de Meuron, which they desire to have included in the grant; this might be done by continuing the north Boundary along the "Little River" (should such boundary be adopted) to a point opposite the lowest part of the great bend immediately above the Pointe de Meuron. The "Little River" retains the same general bearing for some distance beyond the point where the projected west line crosses it; to ascertain its general position, I took offsets to it from the northern boundary at intervals. The portion desired to be included is shown by the lines colored yellow, containing about 13,000 acres. If this addition to the area be permitted, the Company are willing to reduce the tract to be granted them at some other location to a similar extent. The land is for the most part swampy and very wet, but for about 20 chains wide along the Kaministiquia, towards the upper part of the Tract where the bank of the river is high, the land is dry with a surface soil of sandy loam. The soil partakes generally of a sandy nature, which in some places is dry, clear sand. I saw no fixed rocks, nor did any stony land come within my view. The timber is principally Spruce and Tamarack, with some Balsam, Birch and Poplar.

The fire has run over a considerable portion of the north-west part, where there is a good deal of quagmire (*Terre tremblant*), leaving it partially a barren plain. The southermost Island is claimed by the Indians; they set forth as the grounds of such claim the fact of their having buried their dead on it with the consent of the Company's agent at that place, and also for having built dwelling-houses and cultivated portions of the Island; but these claims appear to me to be an afterthought on the part of the Indians' advisers, and utterly groundless, as I ascertained that the greater number of the 40 graves on the Island are not those of Indians, but of the families of the Company's servants, and who are in reality the claimants in this case. There are seven houses that now seem deserted, with small potatoe patches attached to them.

The Company are disposed to give them a sufficient quantity of Land on the Island for a Burial Ground, and to enclose it for them, but at the same time deny ever having given permission to the Indians to appropriate any portion of the Island for such purpose.

With regard to the Island opposite the Fort, the Indians lay claim to it, in virtue of an agreement that they assert had been entered into between them and the Company's Officer, but which is denied by the Company; and I believe their statement, as from time immemorial the Island has been used as the camping ground of the Company's people.

After having carefully examined into both these claims, on the spot, in my opinion neither of them is well founded, and should not, therefore, be entertained.

Pro Post.—The company's Establishment is situated near the mouth and up the River Pic, which empties itself into Lake Superior at its most northerly point, and about 150 miles from Fort William. Here I commenced, by running a line due North, astronomically from the centre of the River, opposite the Post, for the distance of one mile, which brought me to nearly the summit of a Rocky

Ridge, about 700 feet high, thence due East to the Pic River; but as this projection would throw the Tract diagonally across the River, and over a mountainous, rocky and almost barren region, I changed the course of the side lines to the bearing N. 45° E. astronomically, thereby placing the said Tract parallel with the River Pic, as far as the Black River junction; thence along the latter Stream. Commencing at the same point as above, I ran a course N. 45° W. astronomically, till I intersected the Rocky Ridge above referred to, but which I found too precipitous to enable me to run a line with accuracy. I therefore, from a point at a short distance from the foot of the Ridge, traversed to a point through which the North-Westerly side line should pass; I then ran that portion of said side line, between the said point and the front or Lake Shore, where I planted a Spruce Post, duly inscribed, as directed; but was prevented from running the side line North-Easterly by the same cause that prevented me from extending the half width its entire length. I therefore ran a line parallel to it on the flat lying between the River Pic and the Ridge, till I had gone so far as to escape the said Ridge, on taking an offset to the side line. I then planted a Post at its foot, and extended the said side line across the River Pic, about a mile above the junction, till I had got into a broken and rocky country, where I was obliged to suspend operations. I then returned to the place of beginning, and finding that the country was too rugged to enable me to chain a straight line with any degree of accuracy, I traversed and made a trigonometrical survey to the South-East boundary line. The South-Easterly half is almost entirely broken and mountainous, in many places precipitous, and a large portion rocky, and covered only with moss and a stunted growth of spruce. There is on the immediate South-East Bank of the River Pic, a piece of Land containing about 600 or 800 acres, commencing at about half a mile from the mouth of the River and extending to within the same distance from the forks. The greater portion of this piece is good Agricultural Land, consisting of sandy loam; the rest is marshy. Here, also, the fire has committed its ravages, leaving but little timber standing. This is also the case on the other side of the River, and to such an extent, that the Land which would otherwise have been excellent for Agricultural purposes, is now, for the most part, unfit for pasturage. The most available portion of this tract will be found on the point formed by the junction of the two Rivers.

MICHIPICOTON.—The River Michipicoton is one of the most important streams discharging its waters into Lake Superior, and is used by the Company as the means of direct communication with Hudson Bay. The Company's Post is nearly three-fourths of a mile up the stream, from the centre of which I ran a line due South astronomically, 80 chains, thence at right angles to the border of Lake Superior, where I planted a Tamarack Post for the South-West corner, ten inches square, and marked H.B. Co. and C.L. I then produced it Easterly, making the whole length of said line 384.20 chains; at which distance I planted a Cedar Post, duly inscribed, and where I took an offset to the River Michipicoton. Then returning to the place of departure I ran a line due North, a distance of 80 chains, thence at right angles as far as Lake Superior, where I planted another Tamarack Post for the North-West corner, similar to the one above described. I then extended said line Eastward across the Magpie River till I had ascended as far as practicable a Bluff, estimated at about 1250 feet high. I then scaled the Magpie River from the North side line downwards, as far as the head of the falls, near its junction with the Michipicoton; then the Michipicoton River from its mouth, for a distance of about 9 miles; and lastly, the Lake shore fronting the tract.

As in the case of Fort William, I would recommend the River as a Boundary, from the point where it is first crossed by the Southern side line, to that a little above the "Grand Pêche," where it is lastly crossed; thence along the said South side line, as per Field Book, or to continue along the stream to the Point, where

a rear line produced, would intersect it, the said Point, to form the South-East corner. It is true the area would be increased by about 500 acres, but an equivalent might be taken from some of the other tracts, as I have recommended in the case of Fort William, and thus secure the required area in the aggregate. The value of this Tract is about the same as that at the Pic, with only this difference: at the Pic the Rocky Land predominates, whereas here the Sandy is found.

SAULT STE MARIE.—The 1200 acres Block, granted at this place, has been laid out in the manner suggested by me under date 4th November, 1854; an idea of which was conveyed to your Department by a Tracing I sent to Lachine, and which was afterwards transmitted to your Office, by Sir George Simpson.

I commenced by producing the line fronting the Town Lots between No. 1 and No. 37, in the first Range, so as to include all the Company's improvements Eastward; I then retraced the said front line as far as the South-West corner of Lot 7; thence at right angles across the Portage Road, where I planted a post for the South-West corner, making an entire depth of 195.18 chains; thence at right angles Eastward 64.48 chains to the North-East corner post; thence at right angles through the place of beginning to the Ste. Marie River, or South-East corner. The Southern Boundary of said block being:—To commence at the South-East corner, then following along the edge of the Ste. Marie River as far as the Company's Wharf, thence up the road to the gate in front of the Fort, distant 9 chains; thence including the Fort along the Portage Road to the South-West corner. There is but little Timber now growing on the land, and that principally Cedar and Spruce, with some Maple. The more elevated portions of the block consists of clay, and very much cut up with gullies. A great portion of the lower flat is covered with boulders, and the land is generally wet.

All the Town Lots included within the block are unoccupied by other parties, and the claims of the Company to that portion have always been recognized by the neighbouring inhabitants.

LA CLOCHE.—Starting from the post established by Mr. Vidal as the South-West corner post, I retraced the Eastern Boundary line of the Indian Reserve, laid out at the mouth of the Spanish River, which line forms the Western Boundary line of the Company's Tract at this place, as far as the Spanish River, whence I produced it across the River till I had attained a distance of 425 chains from the said South-West corner post; thence on the course S. 77° 17' E., a distance of 90 chains, from which point I returned to the South-East corner post, also established by Mr. Vidal, and ran the Eastern boundary line North astronomically, as far as the LaClosche Mountains, beyond which I could not proceed on account of the difficulty to ascend its precipitous face. I then proceeded to ascertain the position of the Lake shewn on my Map as Lake George. This Tract is very mountainous and rocky, there is, however, some good land in the valleys; but is only to be found in small quantities.

The Timber consists principally of Spruce, Red and White Pine, Beech, Maple, Cedar, and Oak. More than Two thousand acres of this tract is under water, and must always remain perfectly valueless, which fact ought, I think, to be taken into consideration, and considered as an equivalent reduction for the excesses at Michipicoton, and Fort William.

MISSISSAGA.—As directed, I first made an angular survey of the Islands at the mouth of the River Mississaga, by which I found that their collective area is 980 acres, I then scaled the river as far as the head of the Isle aux Femmes; thence ran S. 48° W., but ascertaining that even by producing this line, which was projected as the Western Boundary line to the shore of Lake Huron, the area would fall far short of that required. I scaled the river beyond the "Pointe Villaincourt" and then made an angular survey of the whole coast as far as the

bottom of the "Baie de Calumet;" from which point I ran a line N. 43° E. to the River Mississaga; at "Pointe Villaincourt," where I planted a Cedar post duly inscribed. The description of the tract then being, thus:—To commence at the bottom of the "Baie de Calumet," thence on the course N. 43° E., to the intersection of the river Mississaga, thence along the right bank of said river to its mouth; and then along the shore of Lake Huron to the place of beginning, including the Islands at the mouth of the aforesaid River.

But from this tract must be excluded the piece of land claimed and held by Mr. Henry Sayer, Agent for the Hudson Bay Company at this place; it is situated on the main land, and commences at a point opposite to the most Northerly part of the Island known as the "Fox Island," thence West, astronomically, 21.75 chains; thence North 25 chains; thence East 28.50 chains to the river Mississaga; and thence along said river to the place of beginning; the said piece of land containing 60 acres, more or less. This tract is well covered with wood, but mostly of an inferior quality, being principally Spruce and Balsam, with some Birch, White Pine, and Cedar, and a few Swamp Ash, Maple, and Elm; other woods also appear, but in scarcity.

The land is generally swampy, in which a good deal of stony land occurs; the soil is sandy. The land formerly held by Mr. McKay is now abandoned by him, it formed the North end of "Fox Island," on which there is a clearing of about 3 acres; there are, however, no buildings on it now, nor is the place occupied.

AUGENWAUG.—As already mentioned, I was instructed to lay out a tract of 6,400 acres at Batchewanaung, but for the reason stated before, I was unable to do so, and finding that the Hudson Bay Company had occupied another Post in the same neighbourhood only 30 miles distant, at the Augenwaug River, with their consent I proceeded to lay out the tract there, instead of at Batchewanaung. The Augenwaug River empties into Lake Superior at a point distant from Point Gargantua about 25 miles, and from Montreal Island about 8 miles. I first scaled the Lake Shore for a distance of 80 chains on both sides of the River, on the general bearing South 35° East, and then turned at right angles at the two extremities. I have only established the boundaries in front of the tract, and then ran the side lines a short distance back, as may be seen on reference to my Field Book. The Company had for a number of years kept up a trading post at this place, which they abandoned to re-establish themselves at Mamainse; but as the land there has been taken up by Mining Companies, the Hudson Bay Company, not wishing that their reserves should interfere with the operations of those Companies, are quite ready to return to their old station if a grant be there made for them. On the front of this tract the soil is sandy and very poor; it improves however as we advance into the interior. For a short distance from the edge of the Lake the principal wood is Red Pine, of an inferior quality, but further inland Maple appears in abundance, and White Pine. Immediately to the West of the Western side line, there is a ridge of precipitous rocks, which at about one and a half miles from the front, the side line ascends and follows for some distance. On the East of the River, there is a gradual ascent; for about a mile the rear is much broken.

NEPIGON.—I stated at the commencement of this report, that in the Spring of 1855, I sent to your Department a plan and report on the preliminary survey I made about Nepigon post, and in answer was informed that nothing was known in the Crown Lands Office about the place, and that I must give the Department a good deal of information before instructions could be issued for the survey there. Lake Nepigon, which is I believe the largest of the Lakes communicating with Lake Superior, lies almost due North from Black Bay in Lake Superior, and distant from it about 75 miles. The Lake is about 80 miles in length, with an average width of about 25 miles; it runs in a North Easterly direction

and is studded with numerous Islands, some of which are 7 or 8 miles long. The Company's post is situated on the North-West side, and about half way up the Lake, fifteen miles North-East from Gull River, where the Indians have a Reserve. On the tracing I sent your Department, is a projection that I think is the most advisable and should be adopted.

In conclusion, it may be proper to remark that in the whole course of the above Surveys I did not discover, on any of the tracts laid out, indications of minerals in sufficient abundance to induce the outlay of capital in mining operations. I have heard also the reports of competent mineralogical explorers, who have gone over the same tracts, which entirely corroborate my own experience. The Company, I can state from my own observation, have never attempted any mining operations at their posts, which they require for agricultural and other purposes in connection with their Indian trade and general commercial transactions.

Their posts are of the greatest advantage in facilitating the extension of settlement to the Lake Superior region, and inducing the outlay of capital in mining. In that remote district such enterprises would be much retarded by the difficulty of transporting provisions and other necessary supplies to the scene of operations, whereas at the Hudson Bay Company's posts an abundance of everything required for mining, fishing, agriculture, &c., can be obtained. The liberality with which the Company have treated exploring parties, and mining associations, and their general hospitable treatment of all strangers visiting Lake Superior are universally admitted by all to whom they are known. All which is most respectfully submitted.

I have, &c., &c., &c.,

(Signed,) ALEXANDER MACDONALD,
Provincial Land Surveyor.

To the Honorable the Commissioner of Crown Lands.

—
Certified, a true Copy.

ANDREW RUSSELL,
Assistant Commissioner.

CROWN LANDS DEPARTMENT,
Toronto, 1st July, 1858.

CROWN LANDS DEPARTMENT,
Toronto, 7th August, 1856.

Sir,—A copy of remarks on your returns of survey of the Hudson Bay Company's lands on Lakes Huron and Superior, is enclosed herewith for your Report thereon.

Your Report, field notes, and plans, are returned for amendment.

I have, &c.,

(Signed,) E. A. GÉNERÉUX,
For Commissioner of Crown Lands.

ALEXANDER McDONALD, Esquire,
Provincial Land Surveyor.

Remarks on Provincial Land Surveyor A. McDonald's Returns of Survey of the
Hudson Bay Company's lands on Lakes Huron and Superior.

AT FORT WILLIAM.—The outlines are not surveyed in conformity with his instructions, viz.:—"to draw the northern boundary so far as to include an area "of ten square miles." The off-sets from the northern boundary to Little River are not given, nor any data for ascertaining its course from the point where it crosses the northern boundary to the western boundary.

Neither his plan nor Mr. Bridgland's shew any improvements at Pointe au Meuron. There are no distances given on the yellow lines.

In proposing the Little River as a Boundary, is it from its mouth upwards, or from its intersection of the northern boundary?

AT PIC RIVER.—The outlines are not surveyed in conformity with his instructions, the course of the side lines being north-east instead of east.

The field notes of part of the survey to ascertain the width of the tract are not given, nor the place of the post on the southern boundary.

The courses and distances of the outlines of the tract are not given on the plan, and the position of the meridian line is erroneous.

AT MICHIPICOTON RIVER.—The field notes of the traverse of the rivers and Lake Shore are not given.

In the off-set from the termination of the southern boundary line to the river, the length of the first course, per field notes, is 44 chains 50 links; on the plan it is 54 chains 60 links.

AT SAULT STE. MARIE.—The courses of the line across the block, and of the east outline, are not given on the plan or field notes.

The survey of the outlines is not in conformity with the Order in Council, and instructions. The field notes of the traverse of the Creek are not given.

AT MISSISSAGA RIVER.—The field notes of the traverse of the Lake Shore, river, and islands, are not given. The areas of the islands and main-land should be given in detail.

Length of North-west outline per field notes, 230 chains; on the plan, 237 chains.

Length of northerly boundary line of H. Sayer's land, 28 chains 50 links per field notes; 24 chains 50 links per plan.

AT LA CLOCHE.—The area of the lakes and river within the limits of the tract is only 1,252 acres per plan—not 2,000 acres.

AT AUGENWAUG RIVER.—The bearing of the side lines, per plan and field notes, N. 55° E.; by Report of Survey, N. 35° E.

The field notes of the traverse of the coast are not given, nor the length of the side lines, so as to embrace an area of ten square miles.

(Signed,) ANDREW RUSSELL,
L.S. & D.A.C.

CROWN LANDS DEPARTMENT,
Toronto, 6th August, 1856.

CROWN LANDS DEPARTMENT,
Toronto, 7th August, 1856.

Sir,—Provincial Land Surveyor A McDonald's Returns of Survey of the Hudson Bay Company's lands on Lakes Huron and Superior, addressed to your care, are returned herewith for amendment.

I have, &c.,

(Signed,) E. A. GÉNÉRÉUX,
For Commissioner of Crown Lands.

Sir GEORGE SIMPSON,
Governor, Hudson Bay Company,
Lachine, L.C.

Certified, a True Copy.

ANDREW RUSSELL,
Assistant Commissioner.

CROWN LANDS DEPARTMENT,
Toronto, 2nd July, 1857.

MONTREAL, 30th August, 1856.

Sir,—Pursuant to your instructions addressed to me, and bearing date 7th instant, I beg to submit my Report in answer to the remarks by Andrew Russell, Esquire, of your Department, on my returns of Survey of the Hudson Bay Company's lands on Lakes Huron and Superior.

FORT WILLIAM.—At the time of running the Northern boundary line, I had no idea of proposing the Little River as a boundary, but ascertained merely its approximate position (by walking to it from several points on the line,) to enable me to show its general course on my plan; that position is as is represented on my map of the Tract.

The Company's improvements at Pointe de Meuron consist at present of a clearing of about 20 acres, from which I believe some hay is procured annually. The Company have not, however, for a number of years, kept up an establishment here, and have allowed the buildings to crumble down, but if they had a title to it they would, no doubt, again make use of it for agricultural purposes, for which the soil is favorable; the clearing is shown on my map by the part tinted green.

The length of the yellow lines would depend on the position of that part of the River Kaministiquia, called the Great Bend, and which would be a "Ruling Point;" its position, as I have laid it down, is taken from the copy of Mr. Bridgland's map of the Fort William Indian Reserve, accompanying the instructions for this Survey.

By adopting the Little River as the boundary from its mouth upwards, the area of the Tract, including the Pointe de Meuron, would be about 8,000 acres, consequently exceeding that required by about 1,600 acres. My proposition was to make it the boundary from the point where it is intersected by the Northern boundary line upwards, in which case the excess would be only 1,300 acres.

But I am of opinion it would be better, should the Government feel disposed to entertain my views, to take the river as the boundary throughout.

THE PIO POST.—I have added to the field book the required notes of the Survey of the half width. The post is planted at the point marked "O" on my plan. The required alterations have been made on the plan.

MICHIPICOTON.—The notes of the traverse of the rivers and lake shore are now entered in the field book. The length of the first course on the offset from the termination of the Southern boundary line to the river is correct on the plan, 54 chains, 60 links.

SAULT STE. MARIE.—The astronomical bearing of the line across the block is N. 80° 27' W., and the Eastern side line is at right angles to it, N. 9° 33' E. The notes of the traverse of the creek are now added to the field book.

MISSISSAGA.—I have entered the field notes of the traverse of the lake shore, river, and islands; also the areas of the islands and main land. The required corrections on the plan of this Tract have also been made.

LA CLOCHE.—In my calculation of the portion of this tract which is under water, the Bay and Lake were both included; without the Bay the area under water is as stated by Mr. Russell, 1,250 acres.

AUGENWAUG.—The bearing of the side line is correct in the field book, N. 55° E. I now send the notes of the traverse of the lake shore fronting the Tract.

For explanation of my motives in deviating from my instructions in laying out the Tracts of Fort William, the Pic, Sault Ste. Marie, and Augenwang, I beg leave to refer you to my former Report, which I trust may be deemed satisfactory. I proposed no alterations which I did not, on due deliberation, believe would be sanctioned by you, under the peculiar circumstances of the Survey.

I have the honor to be, Sir,

Your obedient and humble Servant,

ALEXANDER MACDONALD,
Provincial Land Surveyor.

To the Honorable the Commissioner of Crown Lands.

Certified, a true Copy.

ANDREW RUSSELL,
Assistant Commissioner.

CROWN LANDS DEPARTMENT,
Toronto, 2nd July, 1858.

CROWN LAND DEPARTMENT,
Toronto, 26th September, 1856.

Sir,—I have the honor to acknowledge the receipt of your letter of the 15th instant, on the subject of the issue of Letters Patent to the Hudson Bay Company for lands on Lakes Huron and Superior, and in reply beg leave to state that delay has arisen in the completion of the grants, in consequence of the Maps of Survey of the Company not having been deposited in this Department until the present month.

In regard to the desire entertained by the Company that the outlines of the tract of the Sault Ste. Marie should differ from the position prescribed for them by the Order in Council of 3d July, 1854, I beg leave to state that no authority is given to deviate from its provisions.

With reference to the tract at Augenwang River it is necessary to explain that by the arrangements contemplated by the Order in Council referred to, and you will perceive that I am not empowered to direct the preparation of a Patent for it.

(Signed,) JOSEPH CAUCHON.
Sir GEORGE SIMPSON, &c., &c., &c.,
Lachine.

True Copy.

L. V. SICOTTE,
Commissioner.

(No. 9648.)

Sir GEORGE SIMPSON,

Relative to the laying out 9 tracts of Land granted to the Company under Order in Council of 3d July, 1854.

R. B. 4, No. 179.

R. B. 28, No. 392.

Reference to Executive Council from the Civil Secretary, office within.

EXECUTIVE COUNCIL OFFICE,

14th October, 1856.

Referred to the Commissioner of Crown Lands for Report.

By Order.

W. A. HIMSWORTH,
Acting Clerk, Executive Council.

Rec'd., Crown Land Department,
Oct. 15, 1856.

HUDSON BAY HOUSE,

Lachine, 15th September, 1856.

My Dear Sir,—The Plans and Report of the Surveyor employed to lay out the Hudson Bay Company's grants in Lakes Huron and Superior, have been lodged at your Department since May last, but the issue of the Patents has been delayed owing to some discrepancies or omissions in the Survey, which I believe were of

a trivial character and have been corrected. It will be exceedingly obliging if you will do what is in your power to expedite the issue of the Patents, as pending the investigation of the Plans, we are subjected to a very heavy expense in keeping the Surveyor in our pay, and a party of men at his command, not knowing what may be required yet by your Department.

Begging the favour of your early attention to this matter.

Believe me, my dear Sir,
Yours very truly,

G. SIMPSON.

The Honorable JOSEPH CAUCHON,
&c., &c., &c.

True Copy,

L. V. SICOTTE,
Commissioner.

HUDSON BAY HOUSE,

Lachine, 2nd October, 1856.

Sir,—I have the honor to acknowledge the receipt of your communication of 26th ultimo, explaining the cause of the delay that has arisen in completing the grants of land to the Hudson Bay Company in Lakes Huron and Superior, which I am glad to observe has been removed, by the presentation of the Maps of Survey in a complete shape.

With reference to the grants of land at the Sault Ste. Marie and the Augewaug River, as you have not the necessary authority for deviating from the Order in Council of 3d July, 1854, which prescribed the position and outlines of the grants, I purpose addressing to the Governor in Council a Petition on behalf of the Hudson Bay Company, praying that the modifications suggested by the Surveyor may be allowed, and setting forth the grounds on which the Company consider they have a reasonable claim for a favourable reception of this application.

I have the honor to be, Sir,
Your most obedient Servant,

G. SIMPSON.

The Honorable JOSEPH CAUCHON,
Commissioner of Crown Lands,
Toronto.

To His Excellency Sir EDMUND WALKER HEAD, Baronet, Governor General of British North America, and Captain General and Governor in Chief in and over the Provinces of Canada, Nova Scotia, New Brunswick, and Prince Edward Island, &c., &c., &c., &c., &c.

The Petition of Sir GEORGE SIMPSON, Knight, Governor in Chief of Rupert's Land, and principal representative of the Honorable the Hudson Bay Company in North America ;

HUMBLY SHEWETH :

That by an order in Council bearing date the 3rd of July, 1854, grants of land were made to the Hudson Bay Company, on certain conditions, at their establishment on the shores of Lake Superior and Lake Huron, and at the Sault Ste. Marie ; that the said order in Council fixed the extent of such grants at ten square miles each, at LaCloche, Mississaga, Batcheewauaug, Michipicoton, Pic, Nepigon, and Fort William, say two miles in front by five miles in depth, and 1200 acres at the Sault Ste. Marie ; but that the exact direction in which the boundary lines should be drawn, was not prescribed.

That the Hudson Bay Company complied with the conditions on which the grants were made ; and having paid the consideration money on the 24th August 1854, and appointed a surveyor to lay out the tracts at their own cost and charges, they applied to the Crown Lands Department for instructions for the Surveyor, which were duly furnished, and the survey commenced in the month of October, 1854.

That after a preliminary inspection, the Surveyor reported there were impediments and objections in the way of an exact fulfilment of his instructions ; and on a representation of the difficulties in the case of Mississaga, he was authorised to vary the boundaries, so that the Company's grant might not interfere with an Indian reserve.

That as regards the Sault Ste. Marie, the Surveyor has recommended a slight change in the boundaries, so that the tract of 1200 acres may include all the Company's improvements, and a reasonable allowance of the timbered land from whence they are in the habit of procuring their firewood and fencing ; that these changes do not increase the extent of the area, nor interfere with the rights of claims of any other person, nor infringe on the lands reserved for the purposes of a Canal, nor any portion of the town plot which is ever likely to be useful, those lots included in the Company's grant consisting of Swamp-land flooded at seasons of high water.

That at Batcheewauaug, it was found the prescribed boundaries would include part of an Indian Reserve, and that they could not be so varied as to secure the Company a block of the required area without interfering with lands claimed or occupied by Indians and others ; that under these circumstances, the Surveyor laid out a tract at the Augenwang River—a dependency of the Company's Batcheewauaug Station,—at a point where it did not interfere with any reserve, or mining location, or land claimed or occupied by any other person than the Company, with which transfer of locality the Company are content.

That at the Pic, the lines, according to the Surveyor's instructions, would have cut off the larger portion of the Company's improvements, and instead of following the course of the Pic River, would have run up and across a range of barren, rocky hills, so rugged and precipitous that the Survey could not be conducted over them, which now are and must forever remain utterly useless ; that a slight deviation in the direction of the side lines enabled the Surveyor to include in the tract all the Company's improvements and to exclude the precipitous hills above noticed.

That at Fort William the Indian reserve on the right bank of the River Kaminstagua prevented the tract being laid out as elsewhere in a block of two miles frontage by five miles in depth; that natural boundaries present themselves, the adoption of which has been recommended by the Surveyor, and also a reduction in the width of the tract to enable it to be carried further back so as to include the Company's improvements at the Pointe de Meuron, which would otherwise have been excluded: that the tract so modified would exceed the required area, but that there is a deficiency of about equal extent in the area of the LaCloche Tract, and that the Company are willing the excess of one grant shall be compensated by the reduction of another.

That it is believed the course of some of the rivers and other details which might have modified the instructions to the Surveyor are not accurately laid down in the Maps, and that, consequently, the Crown Lands Department had not before them the requisite information for framing those instructions.

Therefore, your Petitioner humbly prays that Your Excellency in Council may be pleased to give the necessary authority to the Honorable the Commissioner of Crown Lands, to have prepared and issued the Patents for the grants of land made to the Hudson Bay Company, by the order in Council of 3rd July, 1854, in conformity with the plans and report of Survey deposited at the Crown Land Office by Mr. Alexander McDonald, the Surveyor who was employed to lay them out. And as in duty bound, your Petitioner will ever pray, &c., &c., &c.

G. SIMPSON.

HUDSON BAY HOUSE,
Lachine, 3rd October, 1856.

True Copy.

L. V. SICOTTE,
Commissioner.

COPY of a REPORT of a Committee of the Honorable the Executive Council, dated 19th January, 1857; approved by His Excellency the Governor General in Council on the following day.

The attention of the Committee having been drawn to an order in Council of the eighth day of November, 1854, whereby it was ordered that the order in Council of the 3rd day of July, 1854, made upon the claim and application of the Hudson Bay Company, should be amended, and that certain lands should be granted to the said Company.

The Committee respectfully recommend that all proceedings under the said orders in Council be stayed, and that the Commissioner of Crown Lands do report upon the said claim and application of the Company, with a view to a reconsideration of the said order in Council.

Certified.

(Signed,) WM. H. LEE.

To the Honorable
The Commissioner of Crown Lands.

In the accompanying letter dated the 14th instant, from Mr. W. H. Fairbanks, application is made for the purchase of one hundred acres of land "fronting on the North Shore of the River Kaministiquia, Lake Superior, with a view to his settling there, and establishing a Trading House, &c., as near as possible to the mouth of the River."

The River referred to is that upon which, at about a mile from where it discharges into Lake Superior, the Hudson Bay Company's Post at Fort William is established, upon the northerly branch of the River. The stream is one of considerable magnitude, and is one by which it has been proposed by some of the persons who propose the opening up for settlement and Trade the North-West Territory, to ascend to the Sackatchewanin and the Red River Settlement.

By an order in Council of the 3rd July, 1854, it was authorized that grants be made to the Hudson Bay Company of Tracts at Fort William, Batchewauang, the Pic River, Nepigon River, Michipicoton River, LaCloche, Mississaga, and Sault Ste. Marie. The last named Tract to comprise "1200 acres to be in full discharge of the claim of £2,000, made by the Company against the Imperial Government, in the year 1824." As regards the other Tracts, "at the Posts specified in the application of the Company, the extent of land prayed for, to be granted to the Company at a nominal value of fifty pounds, reserving thereout such parts as are affected by counter claims." It being now perfectly evident that the public interests require that in so far as the Tract at Fort William, on the Kaministiquia, which it was proposed to make over to the Company by Patent, the said order in Council of the 3rd July, 1854, shall be revised.

Accordingly it is respectfully suggested that the said Tract be resumed, That a sufficient quantity of land be reserved for the present for the Company to include the whole of the improvements which have been effected in the vicinity of their Establishment, and that the remainder be surveyed into Town and Park Lots, with a view to being offered for sale in the usual manner, by auction.

(Signed,) L. V. SICOTTE,
Commissioner.

CROWN LANDS DEPARTMENT,
Toronto, 20th April, 1858.

B.

DOCUMENTS FURNISHED, *Re HUDSON BAY COMPANY LANDS.*

- 1.—P.L.S. A. Vidal's Report on Hudson Bay Company's claim to Land at Sault Ste. Marie. 22d June, 1847.
- 2.—P.L.S. A. McDonald's Report on Hudson Bay Company's Land at Nepigon. 11th January, 1855.
- 3.—P.L.S. McDonald's Report on Hudson Bay Company's Lands at several parts. 8th May, 1856.
- 4.—P.L.S. McDonald's Report on Remarks on his Returns of Survey. 30th August, 1856.
- 5.—Departmental Letter, acknowledging receipt of Amended Returns of A. McDonald's Survey. 12th September, 1856.

- 6.—Departmental Letter of Instructions to P.L.S. A. Vidal; Survey at Mississauga and LaCloche Rivers. 25th June, 1847.
- 7.—Instructions to P.L.S. A. McDonald, for Survey of Hudson Bay Company's Land at Lakes Huron and Superior. 13th September, 1854.
- 8.—Additional Instructions to P.L.S. McDonald, Lands at the Mississauga River, and Islands in front. 13th November, 1854.
- 9.—Departmental Letter, acknowledging receipt of Report and Sketch from P. L.S. A. McDonald, shewing the Position of the Hudson Bay Company's Posts on Batchewanaung Island. 13th February, 1855.
- 10.—Departmental Letter to Thos. A. Begly, Esquire, Secretary Public Works, requesting a tracing of Mr. Keefer's Plan of the Canal, Sault Ste. Marie. 6th September, 1854.
- 11.—Departmental Letter to Sir George Simpson, Governor Hudson Bay Company, transmitting instructions to P.L.S. A. McDonald. 13th October, 1854.

No. 5.

CROWN LANDS DEPARTMENT.

Toronto, 12th September, 1856.

Sir,—I have to acknowledge the receipt of your Returns of Survey of the Hudson Bay Company's Lands on Lakes Huron and Superior, amended.

In the field notes of the land at Pic River, you have omitted the bearing of the line H.I., and the lengths of the lines I.L. and I.O. A copy of that part of your field book is enclosed that you may supply the omissions.

I have the honor to be, Sir,
Your most obedient Servant,

(Signed,) JOSEPH CAUCHON.

ALEXANDER McDONALD, Esquire,
P. L. Surveyor, Montreal.

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Certified, a true Copy.

ANDREW RUSSELL,
Assistant Commissioner.

CROWN LANDS DEPARTMENT,
Toronto, 2nd July, 1858.

No. 6.

CROWN LAND DEPARTMENT,

TORONTO, 25th June, 1847.

Sir,—The Hudson Bay Company having requested that you should be instructed to Survey a certain portion of ground required as a reserve, at each of

their posts on Lake Huron, with a view to bringing their application for such Reserves, more definitely under the consideration of Government, it has been thought proper to comply with their request. You will therefore make a Survey accordingly of the lands in their possession, at the posts of the Mississaga and La Cloche, at the cost of the Company, and transmit plans and reports thereof, with your returns of Survey of the mineral locations.

I have the honor to be, Sir,

Your obedient Servant,

(Signed,) T. BOUTHILLIER.

ALEXANDER VIDAL, Esquire,

Provincial Land Surveyor, Lake Huron.

Certified, a true Copy.

ANDREW RUSSELL,

Assistant Commissioner.

CROWN LANDS DEPARTMENT,

Toronto, 3rd July, 1858.

No. 7.

INSTRUCTIONS to Provincial Land Surveyor, Alexander McDonald, to Survey certain tracts of Land at the Hudson Bay Company's Posts on Lakes Huron and Superior.

Sir,—In obedience to an Order in Council, dated 3rd July last, authorizing the above-mentioned Survey, I have to direct you to proceed to the performance thereof, in conformity with the said Order in Council, extracts from which are herewith transmitted for your information and guidance, also tracing of Plans of the respective localities.

This Survey is to be performed at the cost of the Hudson Bay Company, by whom the requisite Surveying party, Provisions, Transport, &c., will be furnished.

Provincial Land Surveyor, Alexander Vidal, surveyed the front of the Company's Land at La Cloche, and planted Posts at the South-East and South-West angles thereof from which you will draw the lateral lines North, astronomically, 425 chains, and then run the rear boundary South $77^{\circ} 17' E.$, 164 chains 2 links, more or less, so as to connect the extremities of the lateral lines. Plant substantial Posts of the most durable wood (you can find at the angles of this tract, and of all the others duly inscribed with a proper marking tool, H.B. Co., on the sides facing the Company's Land, and C.L. on those facing the Crown Lands. At Mississaga the Indian Reserve (see Copy of Provincial Land Surveyor Dennis' Plan) cuts off the greater portion of the tract of ten square miles, which lies to the North-East of the River. In Surveying the residue of this tract, you will mark out the Lands held by Mr. Syers and by Mr. McKay, and exhibit their position and extent on your Plans of Survey.

The block of 1200 acres at the Sault Ste Marie to be granted to the Company is to be bounded on the East by the Creek, marked in blue on the Plan made by

Mr. Vidal, dated June 22nd, 1847, which said Creek separates the side of the old establishment of the Hudson Bay Company at the Sault Ste Marie, from the Lands on the West side of the Creek aforesaid, in the occupation of the said Company. You will therefore scale this Creek so far upwards as to embrace an area of 1200 acres, exclusive of the Canal Reserve between the said Creek and the Western Boundary of the block as shown on Mr. Vidal's plan aforesaid, and then draw the Western boundary N. 9° 33' E., astronomically to the proper depth, and the rear boundary at right angles thereto. The portage, colored yellow on the accompanying tracing from Mr. Keefer's plan of the site for the Canal, is the Northern boundary of the Canal Reserve.

The Land to be granted to the Company at Fort William, on Lake Superior, is to be bounded on the South by the River Kaministiquia, and Southern branch thereof. On the East by Lake Superior, on the North by a line drawn due West, from a point on the shore of the Lake so far to the North of the mouth of the Northerly outlet of the River as to include the improvements made by the Company at Fort William; the said Northern boundary to be drawn so far as to include an area of ten square miles; bounded on the West by a meridian line extending from the Northern boundary to the North bank of the river Kaministiquia. See projection on Provincial Land Surveyor Bridgland's plan of the Indian Reserve at Fort William.

At the mouth of the River Michipicoton you will lay out a tract for the Company two miles in front by five miles, more or less, in depth, so as to include an area of ten square miles. The lateral lines are to be drawn at the distance of one mile from the middle of the river at the Company's post, on a course of East astronomically, and the rear line at right angles thereto.

As the positions of the Hudson Bay Company's posts at Batchewauaug and Nepigon are not known by this Department, you will procure information and transmit a Report and Sketches of the localities, by which they may be identified on Captain Bayfield's Chart of Lake Superior, previous to your receiving instructions to Survey the lands at these posts.

At the mouth of the Pic River you will lay out a tract for the Company of ten square miles, of the same form, in the same position, and with the outlines on the same bearings as that at the mouth of the River Michipicoton.

You will transmit plans of the several tracts, on a scale of 40 chains to an inch, and a field book and report of survey to this department.

A copy of the general instructions is transmitted herewith for your information and guidance, in so far as the nature of the service permits.

I have the honor to be, Sir,
Your most obedient servant,

(Signed,) A. N. MORIN,
Commissioner of Crown Lands.

CROWN LAND DEPARTMENT,
Quebec, 13th September, 1854.

Certified, a true Copy.

ANDREW RUSSELL,
Assistant Commissioner.

CROWN LANDS DEPARTMENT,
Toronto, 3rd July, 1858.

No. 8.

CROWN LANDS DEPARTMENT.

Quebec, 13th November, 1854.

Sir,—With reference to my instructions to you, for the survey of the Hudson Bay Company's Lands, on Lakes Huron and Superior, I have to inform you that an Order in Council has been passed, granting the Company ten square miles on the southerly bank of the River Mississaga, and Islands in front, as shewn on the accompanying sketch, you will, therefore, lay out the land accordingly. You will by a careful angular traverse, ascertain the areas of the Islands colored yellow on the accompanying sketch, and survey the southerly bank of the River Mississaga, from the point A to the point B, opposite the upper end of the "Isle aux Femmes," then draw the North-West boundary of the Tract from the point B, S. 48° W. astronomically of such a length, and the South-West boundary from the point D, on such a course as to comprise an area of six thousand four hundred acres on the southerly side of the River and Islands, colored yellow, over and above the lands in possession of Mr. Segers and Mr. McKay, which you will survey and mark out as directed in your former instructions.

I have the honor to be, Sir,

Your obedient Servant,

(Signed,)

A. N. MORIN,

Commissioner, Crown Lands.

ALEXANDER MACDONALD, Esquire,
Provincial Land Surveyor,
Lake Huron.

Certified, a true Copy.

ANDREW RUSSELL.

CROWN LANDS DEPARTMENT,
Toronto, 3rd July, 1858.

No. 9.

CROWN LANDS DEPARTMENT,

Quebec, 13th February, 1855.

Sir,—Your Report and Sketch showing the position of the Hudson Bay Company's posts on Batchewanaung Island have been received. As this island forms

part of the Indian Reserve (No. 15) by treaty of the 9th September, 1850, you will not Survey it under your instructions of 13th September last.

I have the honor to be, Sir,
Your obedient Servant,

(Signed,) JOSEPH CAUCHON,
Commissioner Crown Lands.

ALEXANDER McDONALD, Esquire,
Provincial Land Surveyor,
Lake Superior.

Certified, a true Copy.

ANDREW RUSSELL,
Assistant Commissioner.

CROWN LANDS DEPARTMENT,
Toronto, 3rd July, 1858.

No. 10.

CROWN LANDS DEPARTMENT,

Quebec, 6th September, 1854.

Sir,—An order in Council having been passed granting to the Hudson Bay Company 1,200 acres of land at the Sault Ste Marie, “such grant not to include any portion of the site for a Canal laid out and surveyed by Samuel Keefer, Esquire, Engineer of the Board of Works, in the year 1852, at the said Sault Ste Marie, and the islands through which the said canal site runs.” I have to request a tracing of Mr. Keefer’s plan of the canal to accompany the instructions for the Survey of the Grant.

I have, &c.,

(Signed,) ANDREW RUSSELL,
For Commissioner of Crown Lands.

THOMAS A. BEGLY, Esquire,
Secretary, Department of Public Works.

Certified, a true Copy.

ANDREW RUSSELL,
Assistant Commissioner.

CROWN LANDS DEPARTMENT,
Toronto, 3rd July, 1858.

No. 11.

CROWN LAND DEPARTMENT,

Quebec, 13th October, 1854.

Sir,—In compliance with the request conveyed in your letter of the 9th instant, the instructions for the Survey of Hudson Bay Company's lands, on Lakes Huron and Superior, have been addressed to Provincial Land Surveyor Alexander McDonald, and are transmitted herewith.

I have, &c.,

(Signed,) ANDREW RUSSELL,
For Commissioner, Crown Lands.

Sir GEORGE SIMPSON,
Governor, Hudson Bay Company,
Lachine,

—
Certified, a true Copy.

ANDREW RUSSELL,
Assistant Commissioner.

CROWN LANDS DEPARTMENT,
Toronto, 3rd July, 1858.
